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STATE LAW INDEX

AN INDEX AND DIGEST

TO THE

LEGISLATION OF THE STATES OF THE UNITED STATES ENACTED DURING THE BIENNIUM

1925-1926

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PREFATORY NOTE

The Index and Digest to State Legislation authorized by the act of Congress approved February 10, 1927, fills a long-felt want. The cessation of the Review of Legislation published by the New York State Library with the volume covering the years 1907, 1908 left a serious gap in the law literature of the United States. After the fire of March 29, 1911, in the State library at Albany, which destroyed the index for the years 1909, 1910, the State library discontinued the publication, and no serious attempt to renew the index was made until the present undertaking was authorized by Congress.

The present volume is the first of a series which it is planned to continue with a volume for each biennium. It was planned to begin with a volume for the years 1927, 1928. This volume, however, covers the previous biennium, 1925, 1926. It is based on the old partial index to State legislation which was begun in 1917 almost with the beginning of the Legislative Reference Service. Its expansion to a degree of fullness demanded by the wider use to which it will be put provided a try-out or training ground for the new staff of indexers and digesters and their assistants. On careful examination the result proved so satisfactory that it is offered as the first volume of the new series.

This index of 1925, 1926 State legislation is therefore submitted for such usefulness as it may have and to present the general plan which we propose to pursue, rather than as representing the degree of perfection we hope to attain under the improved facilities provided by the separate appropriation for this purpose.

This index covers only the general, permanent law enacted during the period. The following classes are excluded:

Private acts.
Local acts (with occasional exceptions).
    Named localities.
    Named classes.
    Named institutions.
Temporary acts.
Named courts.
Appropriations.
Acts dealing with administrative personnel and organization.

The laws on personnel and organization have been epitomized in a separate digest. This digest and the index cover the laws as stated without regard to which part is innovation and which part

restatement. The digest covering current legislation of special interest deals only with changes in existing law.

The index is planned with the idea of classing all laws having the same objective under one heading, rather than under the term used in each State. Its purpose is to serve the needs of the student of comparative State law. It can not take the place of the indexes in the individual States, where the quest is for specific details of the laws of a given State. To have attempted such fullness would have produced a volume so bulky that it would have been difficult to secure the appropriation necessary to print it. As much time and careful thought have been expended in keeping down the bulk as might easily have been used in enlarging it to a cumbersome point. We have tried to strike the right medium point.

HERMAN H. B. MEYER,
Director, Legislative Reference Service.

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The following abbreviations are used for the months:

Ja.—January.	Jl.—July.
Fb.—February.	Ag.—August.
Mr.—March.	Sp.—September.
Ap.—April.	Oc.—October.
My.—May.	Nv.—November.
Je.—June.	Dc.—December.

c. is used as the abbreviation for chapter.

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Amendment proposed to Art 10 §5: debt of Loris school district------ S C 1926 Mr 12 p 1381–1382 No 665
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Amendment proposed to Art 21 §2: compensation of public officers---- S D 1925 — p 136 c 116
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Amendment proposed to Art II §28: taxation----------------------- Tenn 1925 Ap 16 p 657–660
Amendment proposed to Art 16 §33, 40: dual office holding---------- Tex 1925 Mr 16 p 680–681
Amendment proposed Art 7 §3: revenue for school----------------- Tex 1925 Ap 4 p 682–683
Amendment proposed to Art 16 §58: prison system----------------- Tex 1925 Ap 4 p 683–684
Amendment proposed to Art 7 §6a: taxation of certain school lands---- Tex 1925 Ap 4 p 684–685
Amendment to §69–70 proposed: governor----------------------- Va 1926 Mr 23 p 467–468 c 266
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County farms for public charges afflicted with ---- **Minn** 1925 Ap 2 p 114 c 125
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License of contractors, regulations ---- **N C** 1925 Mr 10 p 591–595 c 318
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of State prisoners—**Ark** 1925 Mr 10 p 446–448 No 152
Manufacture of automobile number plates—**Colo** 1925 Ap 22 p 405–406 c 141
on Roads—**Conn** 1925 Je 24 p 4098 c 263
Establishment of industrial plants for—**Fla** 1925 Je 4 p 500–501 c 10271
Payment of wages to deserted wife and children—**Ind** 1925 Mr 11 p 287–288 c 113
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Exchange of prisoners between parishes—**La** 1926 Jl 10 p 328–329 No 200
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Powers of city and town councils—**Mont** 1925 Mr 10 p 188 c 115
Label of convict made goods—**N J** 1926 Mr 23 p 133–134 c 83
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at Reformatory and prison—**Wis** 1925 Je 26 p 553–554 c 386
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Life, sickness and accident insurance—**Ark** 1925 Mr 7 p 400–402 No 137
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Engineers licenses—**Ark** 1925 Mr 21 p 584 No 202 §12

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Recognition of treaty rights of aliens— **Ark** 1925 Mr 27 p 727–728 No 249 §2–3
License of shorthand reporters— **Colo** 1925 Ap 24 p 476–477 c 159 §16
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Operation of motor vehicles— **Fla** 1925 Je 11 p 377 c 10182 §6 superseding Laws 1925 c 10187
Consulting veterinarians— **Fla** 1925 Je 8 p 529 c 10289 §8
Recognition of treaty rights for holding property: constitutional amendment proposed— **Fla** 1925 Je 8 p 544
License of optometrists— **Ill** 1925 Je 11 p 462
Recognition of treaties concerning alien property rights— **Kan** 1925 Mr 16 p 277 c 209 §2
License of certified public accountants— **Mich** 1925 My 27 p 660 No 353 §19
Administration of decedents' estates by consuls, etc— **Minn** 1925 Ap 6 p 122 c 135
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Registration of pharmacists— **N J** 1925 Mr 16 p 423–424 c 174
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Building and Loan associations— **Ark** 1925 Mr 25 p 623–625 No 214 §6–9
Fire and casualty insurance— **Ga** 1925 Ag 26 p 213 §3
License of insurance agents— **Ida** 1925 Fb 25 p 105 c 71
Insurance regulations— **Ill** 1925 Je 30 p 432–435
Issue of insurance policy by nonresident prohibited— **Kan** 1925 Mr 12 p 244 c 187
Insurance brokers license— **Mass** 1925 Mr 18 p 105–106 c 124
Insurance, retaliatory provisions— **N M** 1925 Mr 20 p 266–267 c 135 §29
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Uniform marriage law— **W Va** 1925 Ap 16 p 529–530
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State library commission— **Fla** 1925 Je 4 p 512–513 c 10278 §4
State marketing bureau— **Mo** 1925 My 4 p 121
Cattle tick eradication— **Tex** 1925 Mr 28 p 310 c 122 §1
Public works— **Wash** 1925 Ex [Ja 15 1926] p 493 c 177
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Bastardy decrees— **Ia** 1925 Ap 2 p 80–81 c 81 §34

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Bureau of criminal identification and investigation—— **Mich** 1925 My 13 p 428 No 289 §4
Subpœnas—— **N Y** 1926 Ap 16 p 733 c 415
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Licensed dogs—— **Conn** 1925 Je 24 p 4126 c 269 §17
Forest enterprises—— **Mo** 1925 My 4 p 110
Creation of outlet to ocean—— **Neb** 1925 Mr 19 p 113 c 26
Marking on interstate roads—— **Wash** 1925 Fb 18 p 55 c 24
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Optometrists—Mont 1925 Mr 16 p 309–310 c 171 §4
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Registration of pharmacists—N J 1925 Mr 16 p 423–424 c 174
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Beauty culturist—N M 1925 Mr 20 p 306 c 141 §18
Real estate brokers and salesmen—N Y 1926 My 10 p 1537 c 831
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Practice of medicine—Okla 1925 Ap 6 p 96 c 63 §4
Real estate brokers—Okla 1925 Ap 11 p 193 c 129 §10
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Practice of medicine—Pa 1925 Ap 2 p 120 No 86
Chiropodists—R I 1925 Ap 27 p 138 c 648
Practice of hairdressing and cosmetic therapy—R I 1926 Ap 7 p 411 c 765 §5
Pharmacists—S C 1925 Mr 19 p 37 No 28 §12
Architects, engineers and surveyors—S D 1925 Mr 3 p 185–186 c 163
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Weights and measures—— Ind 1925 Mr 9 p 247–248 c 86
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Rock dusting of coal mines—— Wyo 1925 Fb 20 p 51 c 64
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Pure cotton seed—— **Cal** 1925 My 23 p 712 c 385
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Standards for eggs—— **Cal** 1925 My 23 p 925 c 425 §4
Joint inspection of fruits and vegetables—— **Colo** 1925 Ap 25 p 253 c 96 §3
Destruction of predatory animals—— **Colo** 1925 Ap 15 p 407–409 c 142
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Plant pests control—— **Conn** 1925 My 15 p 3873 c 107
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Acceptance of act for endowment of agricultural experiment stations—— **Ky** 1926 Mr 26 p 1–2 c 1
Experiment stations—— **La** 1926 Jl 14 p 356–357 No 223
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Birds and animals for scientific purposes—— **Mich** 1925 My 27 p 707 No 366 §4
Acceptance of act for experiment stations—— **Minn** 1925 Mr 27 p 102 c 112
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Protection of "modified accredited areas" from tuberculosis—— **Mo** 1925 My 2 p 104–105
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by Marketing bureau—— **Mo** 1925 My 4 p 121
Acceptance of act for experiment stations—— **Neb** 1925 Ap 1 p 79–80 c 11
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Importation and inspection of sheep—S D 1925 Fb 25 p 336–338 c 284
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Cotton futures act—Tex 1925 Fb 21 p 39 c 15 §2
Cattle tick eradication—Tex 1925 Mr 28 p 310 c 122 §1
Experiment stations, acceptance of act—Vt 1925 Mr 12 p 254 No 231
Acceptance of Purnell act—Va 1926 Mr 18 p 317–318 c 175
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Tuberculin test for live stock—Wash 1925 Ex [Ja 18 1926] p 597–600 c 198
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Fish hatcheries, etc—Fla 1925 My 26 p 247 c 10133 §7
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Forest enterprises—Mo 1925 My 4 p 110
Regulations for oil and gas wells—Mont 1925 Fb 27 p 74–76 c 56
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Guardian for persons receiving Federal funds—— **Miss** 1926 Mr 19 p 235–236 c 145
Notice of conviction of alien for carrying concealed weapons—— **N Y** 1925 Ap 1 p 548 c 286
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License of persons making milk fat tests—— **N Y** 1925 Mr 16 p 149 c 127
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Reports of creameries; discriminations—— **N D** 1925 Mr 3 p 146–147 c 127
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Serving of milk in public places—— **Pa** 1925 Mr 26 p 83–84 No 52
Milk inspection, power of boroughs— **Pa** 1925 Ap 30 p 412 No 245
Regulations for milk and cream—— **Pa** 1925 My 6 p 541–546 No 290
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Discrimination in purchase—— **S D** 1925 Fb 14 p 191–192 c 166
Milk testers—— **Tenn** 1925 Ap 11 p 128–130 c 58
Regulations—— **Tenn** 1925 Ap 13 p 142–148 c 65
Manufactured, regulations—— **Utah** 1925 Mr 16 p 194–195 c 88
Foreign fats prohibited—— **Vt** 1925 Fb 10 p 142 No 104
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Right of eminent domain *see also* Eminent Domain
Eminent domain for —— **Cal** 1925 Ap 16 p 172 c 74
Filing of proposed plans before construction of—— **Me** 1925 Ap 9 p 175–176 c 187
Mill and dam laws not to apply in certain cases—— **Me** 1925 Ap 10 p 193–194 c 202
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Burial and removal permits---------- Conn 1925 Mr 25 p 3815–3816 c 28
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Disposal for scientific purposes, etc.. N Y 1925 Ap 2 p 677–679 c 369
Eminent domain for municipal crematories---------- Ohio 1925 Mr 27 p 48
Exemption of crematories from taxation---------- Ore 1925 Fb 27 p 485–486 c 270
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Crematories, eminent domain in small municipalities---------- Tex 1925 Mr 28 p 344–345 c 137
Surrender to undertaker, consent of interested persons---------- Wis 1925 Ap 22 p 130 c 65
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Liability of persons causing death by negligence---------- Mass 1925 My 1 p 437 c 346 §9
Presumption of---------- Mich 1925 My 6 p 293–300 No 205
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Seizure of property of debtors—La 1926 Jl 8 p 137 No 97
Venue of actions concerning failures—La 1926 Jl 8 p 203 No 130
Conveyances by insolvent corporations—Nev 1925 Mr 21 p 306 c 177 §45
Uniform fraudulent conveyance act—N Y 1925 Ap 1 p 505–507 c 254
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Arrest in certain cases—Va 1926 Mr 24 p 523–524 c 303
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Curtesy abolished; distribution of wife's estate—Ark 1925 Mr 7 p 441 No 149
Compensation of executors and administrators—Cal 1925 My 23 p 624 c 348
Administration, notice of proceedings, etc—Cal 1925 My 23 p 667–668 c 364
Hearing for determination of descent of real estate—Colo 1925 Ap 24 p 541–542 c 180
Property exempt from taxation—Conn 1925 Ap 2 p 3827 c 43
Determination of domicile of deceased—Conn 1925 My 6 p 3857 c 92
Probate court fees limited in certain cases—Conn 1925 My 15 p 3867 c 99
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Limitation on claims by heirs—Fla 1925 Je 8 p 327 c 10168
Fee for probate proceedings—Ida 1925 Fb 10 p 25 c 16
Admission to probate of nonintervention wills—Ida 1925 Fb 24 p 90–91 c 62
Unclaimed estate, sale, etc—Ida 1925 Mr 17 p 397–401 c 218
Concealed effects; refusal to answer—Ill 1925 Je 30 p 1–2
Rules of descent; election—Ill 1925 Je 30 p 342–344
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of Inmates of state institutions, collection of maintenance charge from—Ind 1925 Fb 10 p 19–20 c 9
Petition for sale of; notice—Ind 1925 Mr 9 p 271–272 c 100
Application to sell or mortgage real estate—Ia 1925 Mr 12 p 175 c 191
Lease of oil and gas lands—Kan 1925 Mr 9 p 207–208 c 159
Contesting of wills—Kan 1925 Fb 20 p 208 c 160

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Election by widow---- **Mich** 1925 Ap 23 p 85 No 64
Stay of proceedings by appeal from probate court---- **Mich** 1925 Ap 29 p 133 No 97
Adverse claims, bills of discovery--- **Mich** 1925 Ap 30 p 150–151 No 110
Survivor of tenancy by the entirety, mortgage debts payable to---- **Mich** 1925 Ap 30 p 167 No 126
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Power of probate court to set aside sum for care of grave---- **Minn** 1925 Ap 15 p 240 c 209
Publication of probate notices---- **Minn** 1925 Ap 15 p 251 c 225
Continuance of decedents business by administrator---- **Miss** 1926 Mr 10 p 233 c 142
Insolvent, payment of claims---- **Miss** 1926 Mr 19 p 236 c 146
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Suit on rejected claims, limitation--- **Mont** 1925 Fb 17 p 12 c 11
Admission to probate---- **Mont** 1925 Mr 10 p 130–131 c 94
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Priority of claims---- **Neb** 1925 Mr 16 p 231 c 71
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Voluntary judicial settlement, persons to be cited—— **N Y** 1925 Ap 9 p 933–934 c 578
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Death of executor, etc.; powers of court—— **N Y** 1926 Ap 29 p 1214–1215 c 669
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Gravestones erected by executors— **N C** 1925 Ja 28 p 2 c 4
Husband or wife as heir—— **N C** 1925 Fb 25 p 4, 5 c 7
Filing of caveat, eligibility of married women—— **N C** 1925 Fb 27 p 87–88 c 81
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Rights of purchaser without knowledge of former will—— **Ohio** 1925 Ap 11 p 190
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Payment of bank deposits—— **Ore** 1925 Fb 25 p 363 c 207 §130
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Allowances to family of deceased— **R I** 1926 Ap 26 p 599–601 c 827
Contingent claims, action on assets, etc—— **R I** 1926 Ap 26 p 624 c 839 §3
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Prima facie evidence of fact after twenty years—— Fla 1925 Je 8 p 188–189 c 10111 §2
Words of limitation not necessary for validity—— Fla 1925 Je 11 p 329 c 10170
Conveyances not effectual against others if not recorded—— Me 1925 Ap 4 p 119–120 c 136
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of Indigent insane, court records; commitment—— Conn 1925 My 21 p 3881–3882 c 112
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of Epileptics and feeble minded—— Fla 1925 Je 6 p 502–503 c 10272
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Parole or discharge from state hospital— **R I** 1926 Ap 26 p 692–693 A c 863
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Census of crippled children—— **Ohio** 1925 Ap 6 p 106–107
Compulsory school attendance—— **Pa** 1925 Mr 26 p 78 No 49
Hospital for crippled children—— **Pa** 1925 My 14 p 749 No 408
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Compulsory education of deaf—— **Ark** 1925 Fb 27 p 354–356 No 117
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Aid to deaf in Gallaudet College—— **Ore** 1925 Fb 24 p 290 c 194
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Standards for dental colleges---- **Mass 1926 Ap 8 p 198–199 c 215**
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Hydro-electric power systems, exemption from taxation— **La** 1926 Jl 15 p 508 No 281
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Village ownership of light system— **Mich** 1925 My 6 p 312–313 No 214
Placing of fixtures on roads— **Mich** 1925 My 27 p 717–718 No 368 §13–17
Privilege tax on electric light companies— **Miss** 1926 Mr 19 p 148–149 c 118 §97
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Village lighting districts— **N Y** 1925 Ap 1 p 573–574 c 306
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Taxation of companies— **S D** 1925 Mr 5 p 77–79 c 91
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Shipment for propagation purposes, rules---- Miss 1926 Mr 16 p 278 c 178 §12
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Muskrats, unlawful taking; penalty- Del 1925 Mr 18 p 453 c 183
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Hunting on public lands; regulations for fur-bearing animals and deer— Mass 1925 Ap 30 p 371–372 c 320 amended Laws 1926 c 66
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Use of poison and snares— Mass 1925 My 1 p 394–395 c 334
Hunting on State reservations; open season on deer— Mass 1926 Fb 26 p 43–44 c 66
Hares and rabbits, hunting regulations— Mass 1926 Mr 9 p 110–111 c 88
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Preserves, license tax---------- Miss 1926 Mr 19 p 179 c 118 §218
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Protection of beaver and otter------ Nev 1925 Fb 5 p 8 c 5
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Restrictions on taking fur bearing animals—— Tenn 1925 Ap 16 p 535–536 c 151
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Control of white pine blister and currant rust---- **N Y** 1926 Mr 4 p 195–197 c 34 superseding Laws 1925 c 356
Inspection, etc---- **Ore** 1925 Fb 26 p 428–431 c 239
Eradication of European corn borer- **Pa** 1925 Mr 30 p 91–92 No 64
Inspection---- **S C** 1926 Mr 17 p 957–959 No 518
Regulations---- **Va** 1926 Mr 8 p 112–113 c 119
Condemnation of infected premises and products therefrom---- **Wash** 1925 Ex [Ja 12 1926] p 165–168 c 108
Eradication of apple rust---- **W Va** 1925 — p 291–294 c 84
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Privilege tax on dealers---- **Tenn** 1925 Ap 16 p 465 c **134**
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Examination, license, etc---- **Mass** 1925 My 2 p 449 c 348 §4 amended Laws 1926 c 319
License fee---- **Miss** 1926 Mr 19 p 171 c 118 §178
License---- **N C** 1925 Mr 10 p 165 c 101 §80
License---- **N Y** 1926 Ap 16 p 786–791 c 447
Registration, code, etc---- **Ore** 1925 Fb 27 p 486–489 c 272
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Regulation of sale, labels, etc. for certain poisons---- **Colo** 1925 Ap 23 p 412–416 c **144**
Sale by pharmacists, labels---- **Conn** 1925 Je 23 p 4026, 4027 c 230 §6, 9
Records of sales, labels, etc---- **Me** 1925 Mr 27 p 60–61 c 78
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Sale, labeling, etc., regulating---- **Ore** 1925 Fb 26 p 426–428 c 238
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Sale of caustics regulated---- **Vt** 1925 Fb 25 p 153–155 No 114
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State, appointment of officers---- **Conn** 1925 Ap 2 p 3822–3823 c **37**
Retirement of state police---- **Conn** 1925 Je 23 p 4002 c 215
Powers of traffic officers---- **Del** 1925 Ap 20 p 163 c 84
Traffic officers to wear uniform, etc---- **Fla** 1925 My 26 p 292–293 c **10146**
Pensions in large cities---- **Ga** 1925 Ag 6 p 228–234
Ga 1925 Ag 18 p 234–240

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Appointment as chief, effect on civil service status---- Ia 1925 Fb 25 p 117 c 127
Tax levy for pension---- Ia 1925 Ap 3 p 127 c 141
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Pension in large cities---- Ky 1926 Mr 20 p 590–594 c 119
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to Supervise dance halls, etc---- La 1926 Jl 14 p 340 No 213
Parish traffic officers, appointment, powers---- La 1926 Jl 14 p 456–457 No 260
State highway police, appointment, powers, etc---- Me 1925 Ap 6 p 126–129 c 144
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Falsely assuming to be law enforcement officers---- Mich 1925 Ap 23 p 88–89 No 67
School of instruction---- Mich 1925 My 6 p 311–312 No 211
Leave of absence in large cities---- Mich 1925 My 7 p 354 No 238
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Killing, while on duty---- Ohio 1925 Ap 8 p 77–78
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Traffic, compensation on basis of arrests prohibited---- Wis 1925 Je 29 p 680 c 453
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for Railroads, steamboats or express companies---- N Y 1926 Mr 27 p 362–364 c 198
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Companies authorized to engage---- Pa 1925 Ap 8 p 214–215 No 140
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Party organization---- Ind 1925 Mr 12 p 354–355 c 141
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Regulations---- Mich 1925 My 27 p 547, 557–561, 578–579, 632 No 351 Pt III c 3 §5–6, c 7 §2, 4, 7–28, Pt IV c 7 §3–5, Pt V c 1 §3–4
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Exemption of certain civil war veterans---- Ia 1925 Mr 16 p 132 c 147
Penalty for false statement---- Mass 1925 Mr 12 p 71–72 c 84 §10–11
Lists of persons liable---- Mass 1925 Mr 19 p 118 c 146
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Exemption of militiamen, army reserves and soldiers under disability---- Mont 1925 Fb 27 p 69 c 51

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Relief of persons found in unincorporated towns—— **Me** 1925 Ap 7 p 137 c 153
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Certain persons not to be deemed paupers—— **Mass** 1925 Mr 28 p 148 c 187
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Maintained in certain state institutions---- R I 1926 Ap 26 p 631 c 842
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License tax on trading stamp dealers— Miss 1926 Mr 19 p 175 c 118 §195–196
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of Children whose parents are temporary residents—— **Me** 1925 Mr 30 p 85–86 c 100

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Official state bird: Kentucky cardinal---- **Ky 1926 Fb 17 p 1021–1022 c 350**
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Mayflower (trailing arbutus) adopted as state flower---- **Mass 1925 Mr 17 p 91–92 c 112**
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Purchase of state papers; annual appropriation for---- **Del 1925 Ap 7 p 150 c 73**
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Preservation of county records---- **Ky 1926 Mr 20 p 869 c 185**
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Preservation of Revolutionary burial grounds---- **N J 1926 Mr 26 p 266 c 160**
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Preservation of early records---- **Va 1926 Mr 24 p 654–655 c 359**
Eastern Washington state historical society---- **Wash 1925 Ex [Ja 16 1926] p 572–573 c 187**

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Use of imitation butter and milk prohibited---- Cal 1925 My 23 p 553 c 329
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Sale of moss on---- Fla 1925 My 14 p 320 c 10161
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Leasing of, lien---- Ida 1925 Fb 14 p 52 c 38
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Payment in checks—— Wis 1925 My 27 p 270 c 197
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Insurance, etc., of person having caused damage—— Conn 1925 Je 23 p 3956–3958 c 183
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Written authority for repairs exceeding $50—— Conn 1925 Je 24 p 4031 c 235
Powers of police to inspect—— Del 1925 Ap 20 p 42 c 20
General enforcing powers and penalties—— Ind 1925 Mr 14 p 606 c 213 §57–59
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Jurisdiction of offenses against laws; disposition of fines—— Me 1925 Mr 30 p 82–83 c 98
Security for accident liability—— Mass 1925 My 1 p 426–434, 436 c 346 §1–4, 7 amended Laws 1926 c 272, c 368
Compulsory liability, board of appeals—— Mass 1926 Ap 23 p 268–269 c 272
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Investigating commission for compulsory automobile insurance---- **Pa** 1925 My 13 p 692–693 No 375
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Abandoned cars, duties of garages, etc---- **Ind** 1925 Mr 14 p 603–606 c 213 §54–56
Reports of theft---- **Ia** 1925 Ap 3 p 14 c 8
Stealing automobile equipment, penalty---- **La** 1926 Je 25 p 45 No 33
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Defacement of engine numbers---- **Mass** 1925 Ap 10 p 257–258 c 237
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Hours of work---- **Conn** 1925 Je 23 p 3932 c 156
Employment in shoe shining parlors, pool rooms, etc---- **Conn** 1925 Je 23 p 3933–3934 c 158
Employment regulated---- **Conn** 1925 Je 23 p 3997–3998 c 208
Hours of labor---- **La** 1926 Jl 10 p 285–286 No 176 §3
Hours---- **N D** 1925 Mr 7 p 290 c 219
Hours of work---- **Va** 1926 Mr 25 p 895–896 c 538
Hours in hotels---- **Wis** 1925 Mr 27 p 87 c 27
Minimum wage---- **Wis** 1925 My 21 p 248 c 176 §1
Wood *see* Fuel; Lumber
Wood Alcohol *see* Alcohol
WOOL
Spinners' liens *see* Liens—Workmen and Artisans
Truth in fabrics---- **Wyo** 1925 Fb 25 p 104–105 c 96
Workhouses *see* Prisons and Prisoners
Working Conditions *see* Child Labor; Labor; Women—Working Conditions
Workmen's Compensation *see* Employers' Liability—Workmen's Compensation
WRECKS
Reimbursement of towns for relief of destitute seamen---- **Mass** 1926 Ap 14 p 236–237 c 241 §2
Wrestling *see* Amusements
Writs of Error *see* Appeals and Writs of Error

Y M C A *see* Clubs
Y W C A *see* Clubs

Zoning *see* City and Rural Planning
Zoological Parks *see* Parks

DIGEST OF IMPORTANT STATE LEGISLATION
1925–1926

Reports of
Committee on Noteworthy Changes in Statute Law
American Bar Association

Consolidated and Annotated by

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DIGEST OF IMPORTANT STATE LEGISLATION 1925–1926

STATE CONSTITUTION

The amendment and revision of the state constitutions continues to proceed at a rapid pace.[1] The increase of salaries, notably of the legislators themselves, and proposals having to do with taxation and elections are the most numerous. It should be remembered that the proposed amendments must be submitted to referendum and in some cases they must receive the sanction of a subsequent legislature.

Salaries of officers were regulated in 1925.[2] [3] South Dakota ch. 116 [4] proposes to raise the governor to $7,500 and also considers other officials and the legislators. Wisconsin proposed p. 707 [4] to raise the governor to $10,000. California p. 1401 [4] raises the constitutional officers and Colorado p. 551 [4] proposes to permit the legislature to fix the salaries of the governor and judges, but no change is to be allowed during their term. Indiana ch. 223 [4] will forbid the increase of term or salary of the constitutional officers during their term. Kentucky 1926 ch. 72 [4] proposes to permit the general assembly to fix the compensation and methods of paying public officers. This is substituted for a provision that no officer except the governor shall receive over $5,000.

The terms of constitutional state officers, the governor [5] and attorney general of South Carolina are changed from two to four years by 1926 ch. 519,[6] ch. 520,[6] ch.521.[6] The governor is to be ineligible

[1] In the decade 1917–1926 at least 830 constitutional amendments were proposed by the legislatures or initiated. Of these, 480 were adopted. These figures are but approximate, as there doubtless were some initiated measures concerning which information is not readily available. In the same period six states held conventions with the following results: Illinois 1922—rejected, Louisiana 1921—adopted, Massachusetts 1917–18—rearrangement adopted, Missouri 1922–23—amendments adopted in part, Nebraska 1919–20—amendments adopted, New Hampshire 1918–1920, 1921—amendments rejected.

[2] Increases in governors' salaries since 1917 have been as follows: Arizona $4,000 to $6,500; Delaware $4,000 to $7,500; Florida $6,000 to $9,000; Georgia $5,000 to $7,500; Iowa $5,000 to $6,000; Mississippi $5,000 to $7,500; Nebraska $2,500 to $7,500; North Carolina $5,000 to $6,500; Oregon $5,000 to $7,500; Pennsylvania $10,000 to $18,000; Rhode Island $3,000 to $8,000; South Carolina $3,000 to $7,500; Vermont $2,500 to $3,000; West Virginia $5,000 to $10,000; Wyoming $4,000 to $6,000.

[3] See also post "State Government."

[4] This proposed amendment was not adopted. For Virginia this note covers the particular proposal in question. However, practically all these amendments were incorporated in the revision of 1927 and adopted.

[5] In addition to the South Carolina amendment, Massachusetts is the only state to change the term of the governor since 1917. The latter state, by an amendment approved in November 1918, changed from one to two year term.

[6] This proposed amendment was adopted.

to reelection.[7] Virginia in 1926 by ch. 271[4] proposes to have the secretary of state, state treasurer, superintendent of public instruction, commissioner of agriculture and immigration appointed by the governor and general assembly, rather than elected, and for the same term as the governor. The duties of the last two officers will be fixed by law rather than by their respective boards. The governor will take office on the Thursday after the second Wednesday in January instead of February 1, if ch. 266[4] is adopted. Chapter 270[4] proposes to abolish the office of commissioner of state hospitals for the insane, and Texas 1925 p. 683[6] proposes that instead of a board of three prison commissioners, the legislature may put the prisons under such trained officer or officers as it may desire. Louisiana 1926 No. 338[4] provides a pardon board composed of the lieutenant governor, attorney general and the presiding judge of the convicting court. The membership of the Virginia supreme court of appeals is raised by 1926 ch. 278[4] from five to seven members and the number who may hold court from three to four. The chief justice of the supreme court of Florida by 1925 p. 543[6] is to be selected biennially by the members of the court. California 1925 p. 1406[4 8] will allow the legislature to fix judicial salaries. State and local officers appointing relatives within the fourth degree will forfeit their office by Missouri 1925 p. 411.[6]

Borrowing for schools and roads is the subject of proposals by Georgia and Virginia in 1926. The latter by ch. 277[4] requires a referendum before the state may contract debts for roads. Georgia p. 33[6] proposes to permit bond issues for a state highway system. A state debt of $3,500,000 to pay salaries of public school teachers, the principal and interest of which is to be paid each year, is proposed by p. 31.[6]

The passing of the New England town meeting is foreshadowed by Massachusetts 1925 p. 469.[6] If adopted, towns over 6,000 may limit the meeting to elected representatives. Consolidation of the governments of large cities with the county goes forward, Pittsburg and Allegheny county being the object of Pennsylvania 1926 p. 34.[6] The power of local units to incur debt and issue bonds is extended to include irrigation districts by Louisiana 1926 No. 261.[6] Excess condemnation is proposed for municipalities by Michigan 1925 p. 783.[4] Georgia 1925 p. 72[6] proposes to allow a specified county to go into the water power business.

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[7] Several states by their constitutions prohibit governors from immediately succeeding themselves: Alabama §116, Florida Art. 4 §2, Indiana Art. 5 §1, Kentucky §71, Louisiana Art. 5 §3, Mississippi §116, Missouri Art. 5 §2, New Jersey Art. 5 §3, North Carolina Art. 3 §2, Oklahoma Art. 6 §4, Pennsylvania Art. 4 §3, South Carolina Art. 4 §2, Virginia §69, West Virginia Art. 7 §4.

Delaware Art. 3 §22, Georgia Art. 5 §1, New Mexico Art. 5 §1, Oregon Art. 5 §1 forbid a third successive election.

Tennessee Art. 3 §4 forbids more than three sucessive elections.

[8] See also post "Courts."

Increase in the salaries of the legislators was proposed by several states.[9] Michigan 1925 p. 784[4] jumped from $800 to $1,200 for regular sessions and from $5 to $10 a day for extra sessions, Washington 1925 Extra ch. 105[4] from $5 a day to $300 a year, New Mexico 1925 p. 334[4] from $5 to $7 a day. Other instances in 1925 are Idaho p. 452,[4] Kansas ch. 192,[4] North Dakota p. 314[4] and Wisconsin p. 705.[4] The apportionment of state senators and representatives is altered in Indiana by 1925 ch. 222.[4] It is to take place every six years and to be based on the vote cast for secretary of state at the preceding general election.

Local, private and special laws on certain subjects are tabooed under the proposal of Virginia 1926 ch. 276.[4] The legislature must pass general laws. Chapter 481 provides for a committee of seven members appointed by the governor to suggest amendments to the constitution. Louisiana 1926 No. 262[6] is an amendment to require the governor to appoint a commission to draft a code of criminal procedure.

The unconstitutionality of state statutes in Wisconsin 1925 p. 701[4] may be passed on and held invalid by the surpeme court only by a two thirds majority.[10] Lower courts may certify up questions of constitutionality.

Taxation amendments were proposed in several states. Oregon by 1925 p. 813[4] seeks to follow Florida and proposes to forbid the levy of an income or inheritance tax but limits the restriction to 1940. Indiana takes a contrary view and authorizes a tax on incomes if 1925 ch. 224[4] is adopted. Segregation of state and local tax sources[11] is provided in Virginia by 1926 ch. 275.[4] The state will not tax real or personal tangibles except the rolling stock of public service corporations. The general assembly shall regulate the assessments and provide for the reassessment of all real estate except that of railway and canal corporations every five years. Endowment funds of non-profit cemeteries are to be exempt in Virginia by 1926 ch. 272[4] unless the legislature otherwise provides.

The classification of property is proposed by West Virginia 1925 ch. 57.[4] There is to be a single tax on cash, bonds and accounts receivable at 50 cents on the dollar. Wisconsin 1925 p. 725[4] allows separate classification of forests and minerals. To promote reforestation, Washington 1925 Extra ch. 110[4] likewise classifies forest lands and Louisiana 1926 No. 162[6] authorizes a severance tax in lieu of all other taxes on forest products. Virginia 1926 ch. 273[6] extends to counties

[9] See also post "Legislatures and Legislation" and note.

[10] A similar provision is found in Ohio. The supreme court has six members. "No laws shall be held unconstitutional and void by the supreme court without the concurrence of at least all but one of the judges, except in the affirmance of a judgment of the court of appeals declaring a law unconstitutional and void." [Const. Art. 4 §2.]

[11] It has been the policy of the following states not to levy a general property tax for state purposes: California, Connecticut, Delaware, New Jersey (except for schools), North Carolina, Pennsylvania

containing over 500 per square mile the right to levy special assessments for local improvements.

The budget article of West Virginia undergoes an important change if 1925 ch. 58[4] is adopted. The governor instead of the board of public works is to submit the budget and the legislature may pass over a veto the whole budget bill or any item thereof. Virginia 1926 ch. 267[6] submits an amendment proposed by the 1924 general assembly to extend the period in which appropriations may be payable from two years after the session to two years and six months.

Absent voting is the purpose of Kentucky 1926 ch. 71.[4] The Missouri electorate ratified the proposal of its 1924 constitutional convention (see Laws 1925 p. 410) permitting soldiers and sailors without the state and other persons absent from the county but within the state to vote. The recall of state and local officials was proposed by Wisconsin 1925 ch. 270[6] and the initiative and referendum was passed on by p. 712.[4] Referenda on Nebraska constitutional amendments by 1925 ch. 112 are adopted only on a majority vote which must equal 35 per cent of the votes cast for governor.[12] A workmen's compensation amendment in Arizona 1925 ch. 82[6] carries the interesting provision that the compensation and list of industries set out in ch. 83 of 1925 can be changed only by initiative or referendum. Indiana 1925 ch. 221[4] allows the legislature to classify counties, cities and towns for registration purposes. Voting machines are permitted at the option of the local electors by Pennsylvania 1926 p. 33.[6]

Alien property holding[13] is considered by Florida 1925 p. 544.[6] The legislature is given power to limit and restrict the rights of aliens ineligible to become citizens.

STATE GOVERNMENT

Reorganization is much in the order of the day in the state legislatures.[14] However, opinion has not settled on the best form. Boards and single headed departments, gubernatorial responsibility and overlapping commissions so organized as to prevent one governor from gaining control, exist side by side. However, it appears that the legislative overhauling has resulted mainly in closer coupling through centralization.

New York leads the way with a recast of her whole administrative machine in 1926. Generally the head of each department is a com-

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[12] Tennessee requires a majority of all those voting for members of the lower house.

[13] See also post "Aliens" and notes thereunder.

[14] Reorganization has been of two kinds. One does not increase the power of the governor; the other does. New Jersey and Wisconsin in 1915 and Michigan in 1921 follow the former. California 1921 ch. 602-607 and ch. 610; Idaho 1919 ch. 8; Illinois 1917 p. 2; Maryland 1922 ch. 29; Massachusetts 1919 ch. 350; Nebraska 1919 ch. 190; Ohio 1921 p. 105; Pennsylvania 1923 No. 274; Tennessee 1923 ch. 7; Vermont 1923 Nos. 7, 8 and Washington 1921 ch. 7 are complete reorganizations further centralizing the power in the governor. See also separate "Digest of State Laws 1925-1926 Relating to Administrative Organization and Personnel."

missioner appointed by the governor and senate for terms coterminous with the governor. The commissioner appoints his subordinates and can thus be held responsible for his department. Chapter 343 divides the administration into 17 departments. Chapter 546 creates the executive department which includes the division of the budget. Another interesting division of this department is that of interdepartmental relations. Chapter 651 creates a department of charities. Chapter 584 sets up a department of mental hygiene under a commissioner who must be a physician with at least 10 years' practice and 5 years' experience with mental diseases. Chapter 619 sets up a conservation department under a commissioner. Chapter 427 organizes the department of labor under an industrial commissioner. The industrial board is increased from three to five members to include one representative of the employees and one of the employers. Chapter 349 creates a department of health under a commissioner and ch. 348, ch. 352 and ch. 353, public works, banking and insurance departments under superintendents. Some commissions are permitted to survive. Chapter 354 organizes the civil service department with a commission of three for 6-year overlapping terms, not more than two of the members to be of the same party. Chapter 350 organizes the department of public service and continues the present organization of two commissions, one for New York City and the other for the remainder of the state. Chapter 553 sets up the department of taxation and finance under the tax commission which is continued. The principle of single headed control is contained in the provision that the head of the department shall be the commissioner. A division of finance is set up under an officer appointed by the commissioner who has control of all the money of the state and who makes all payments. Chapter 646 creates the department of agriculture and markets under a council. The commissioner is the chief executive. Chapter 544 established the department of education under the existing board of regents (appointed by the legislature) who elect the commissioner so that the principle of control by the governor does not apply to education and its great budget. Certain departments are left under constitutional officers. By ch. 614 the department of audit and control is under the controller. Chapter 347 sets up a department of law under the attorney general.

South Dakota in 1925 by ch. 115 reorganizes under an administrative code. There are to be but two departments, finance and agriculture, each under a secretary to be appointed by the governor and senate for four year terms. Divisions are created in the departments, the heads of which are appointed by the secretary with the approval of the governor. The governor is the chief budget officer, but the secretary of finance prepares the budget with the approval of the governor who submits it to the legislature. The state adopts

a single headed tax administration, but the board of equalization with its semi-judicial power is composed of the secretary of finance and assistant director of taxation.

Minnesota 1925 ch. 426 is a reorganization of the state government into 13 departments with an executive council composed of the governor, attorney general, state auditor, state treasurer, and secretary of state. An interesting point is the fact that the comptroller is made a member of the commission at the head of the department of administration and finance and is appointed by the governor and senate. The principal executive responsibility is not concentrated in this important department since three commissioners are appointed for overlapping 6-year terms. Some of the departments are under single commissioners and others under boards.

North Carolina too is divided between individual or board authority. The prison department by 1925 ch. 163 and the conservation department by ch. 122 are under boards appointed by the governor and senate, but the appropriations for printing and stationery for all departments and the courts is by a lump sum disbursed by the commissioner of labor, ch. 134. Legal service of the state is given only by the attorney general, ch. 207, who is to appoint one assistant for the highway commission and another for the department of revenue. Motor vehicle license acts, gasoline taxes and the protection of motor vehicle titles are vested in the commissioner of revenue by 1925 ch. 258 and by ch. 158 certain taxing powers of the insurance department and those of the secretary of state over jitneys and busses likewise are transferred to the commissioner of revenue.

Conservation commissions and park boards have come in for some regulation. Virginia 1926 ch. 169 creates an unpaid state commission on conservation and development of seven members appointed by the governor and senate for overlapping terms of four years. Several existing agencies are combined under the department. Florida 1925 ch. 10133 creates a department of game and fish under a commissioner. West Virginia 1925 ch. 88 sets up a department of mines under a chief appointed by the governor and senate. The park legislation in 1925 seems to tend toward unified administration. Utah ch. 22 and Tennessee ch. 55 create park boards. Illinois p. 498, following its precedent of not setting up new agencies, puts all state parks in the department of public works. Both Tennessee and Illinois put the question of suggesting new parks in the hands of the park authority. Florida ch. 10277 gives the power to make rules for the state park system to the trustees of internal improvements, but makes the commissioner of agriculture administrator. Mississippi 1926 ch. 161 creates a state forestry commission to consist of the governor, commissioner of agriculture, state land commissioner and six citizen real-estate owners to be appointed by the governor for overlapping terms.

Agricultural boards received some attention. Texas made a a step toward consolidation in 1925 by ch. 13, which abolishes the office of commissioner of markets and warehouses and put his duties in the hands of the commissioner of agriculture. Virginia in 1926 by ch. 177 took a similar step and abolished the livestock sanitary board and transferred its duties to the board of agriculture. Florida by 1925 ch. 10149 sets up a division of inspection in the department of agriculture under a commissioner. Porto Rico 1925 No. 35 reorganized the department of agriculture and labor under a single commissioner. The department is divided into bureaus under a bureau chief. A board of agriculture is to be appointed by the governor and senate composed of five members representing the interests of specified farm products and to have an advisory character.

The tendency to appoint commissions from persons nominated by nonofficial bodies finds expression in Mississippi, Louisiana and New Jersey. By Mississippi 1926 ch. 264 the livestock sanitary board is reorganized, including among other members a veterinarian appointed by the governor from three names submitted by the Veterinarians' Association and one stockman from three names submitted by the Livestock Association. Louisiana 1926 No. 4 requires that there be on the examining board for nurses three nurses appointed on the recommendation of the Nurses' Association and two physicians. Another evidence is New Jersey 1926 ch. 188 which creates a commission to inquire into the condition of crippled children. This act provides that in addition to the official members, representatives from the Elks, the Rotarians, the Shrine and the Kiwanis shall be appointed by the governor upon the recommendation of the respective organizations.

Other public welfare commissions were the subjects of legislation. California 1925 ch. 18 shows its valuation of boards by creating a department of public welfare to supplant the state board of charities and corrections and to consist of six unpaid members. Florida 1925 ch. 10272 abolishes the separate board of its feeble-minded colony and puts it under the state board. Porto Rico by 1925 No. 39 creates a child welfare board of five members to be appointed by the governor. Two of the members shall be mothers of families. The board is to revise legislation and to inspect all child welfare institutes. A secretary is to be appointed by the commissioner of health upon the recommendation of the board. Rhode Island 1926 ch. 862 authorizes the penal and charitable commission to appoint a salaried director of the children's bureau to carry out the new duty imposed on the commission to enforce the laws for the protection of children. Kentucky 1926 ch. 188 authorizes the governor to appoint during his pleasure a whole time commissioner of pardons to aid him in application for pardons, commutations and reprieves and such other

duties as he may assign him. Mississippi 1926 ch. 180 creates a state library commission.

Public utilities, operation of vehicles and the building of roads were variously considered. An important step in centralization is Kansas 1925 ch. 258 which creates a public service commission of five members to be appointed by the governor and senate for overlapping four year terms. The public utilities commission, tax commission and court of industrial relations are abolished and all their powers and duties are transferred to the public service commission. New Jersey by 1926 ch. 147 and ch. 148 sets up a department of motor vehicles to have control over the registration and regulation of such vehicles. The department is under a commissioner elected by joint session of the legislature for a four year term. This act takes the department out of the office of the secretary of state. Connecticut by 1925 ch. 27 authorizes the commissioner of motor vehicles to appoint his own counsel. The power to regulate auto busses in Kentucky is transferred from the highway commission to a single commissioner of motor vehicles by 1926 ch. 112. The same state by ch. 195 creates a highway department under a commission of four to be appointed from different highway districts by the governor and the senate. No more than two members shall be of the same party. Hawaii by 1925 No. 78 makes the department of public works, territorial highway department and the highway engineer lay out and supervise the maintenance of territorial highways.

The civil service commission of three in California by 1925 ch. 236 is replaced by a single commissioner appointed by the governor for four years, removable by two-thirds vote of each of the houses.

Budget acts [15] are being adopted and extended. Hawaii 1925 No. 56 is a budget act which creates a bureau under a director appointed by the governor and to act under him. Florida by 1925 ch. 10034, by including in the budget commission all the constitutional executive officers, including the governor (formerly only two were included), sets up an administrative budget with responsibility centered in no one person. Idaho amends its budget law to centralize authority in the office of the governor. It is to his office that 1925 ch. 122 shifts the budget bureau which was formerly in the office of the auditor. Indiana by 1925 ch. 29 sets up a state budget committee of two members of the senate and two members-elect of the house appointed by the governor, who with the state examiner constitute the committee. No more than two appointed members may be of the same political party. Kentucky 1926 ch. 170 continues the ex officio budget commission with the governor as a member and gives him direct relation with the legislature. The state inspector

[15] All of the states have some provision for some form of budget.

is made budget officer and is at the service of the legislature while the bill is in the process of passage. Kansas by 1925 ch. 260 provides an executive budget under a director appointed by the governor and senate for the term of the governor, who holds office at his pleasure. A joint committee of four appointed by the lieutanant governor from the senate and five appointed by the speaker of the house is created to report the bill. The financial power of the governor is further extended by authorizing him to make transfers from one item to another. North Carolina by 1925 ch. 89 makes the governor director of the budget and gives him an advisory commission composed of the chairman of appropriations and finance committees of both houses and two other members appointed by the governor. Rhode Island 1926 ch. 780 creates a state commissioner of finance to be appointed by the governor and senate for four year terms, to supervise the the accounts of all state departments, except the general treasurer, and to establish a uniform system of accounting. He also prepares the annual appropriation bill, which he sends to the governor and the house of representatives. The governor may make comments thereon. The bill goes at once to a committee of the house which holds hearings and reports it. In event the appropriation is not passed by April 15, the commissioner sends the original bill to the treasurer and auditor who thereupon draw on the funds of the state for the amount required as specified in the bill until its passage. Washington in 1925 by ch. 9 makes the director of efficiency the budget officer and provides that in election years the governor shall invite the governor-elect to attend the budget hearings, and make recommendations to be submitted to the legislature with the regular budget.

Other state finance acts show interesting tendencies. Indiana 1925 ch. 28 follows the budget idea by requiring the payment into the general fund of all taxes including gasoline taxes. Oklahoma 1925 ch. 136 abolishes the state hail insurance department and directs the insurance money to be handled by the state treasurer. Michigan by 1925 No. 155 places the administration of the tax laws in a department under a board of three. Mississippi by 1926 ch. 286 abolishes the office of revenue agent and creates in its place the office of state tax collector and extends its power over all taxing districts in the state. Kentucky 1926 ch. 174 authorizes the state inspector and examiner to install a uniform system of accounting. New Mexico 1925 ch. 85 removes the attorney general from the state board of finance but adds three members appointed by the governor and senate for six year overlapping terms to sit with the governor and auditor. North Carolina by 1925 ch. 210 authorizes the governor and council to empower the treasurer to borrow money on short term notes to meet an emergency arising from the destruction of state property, or failure of the general assembly through inadvertence to provide support for a department

or institution. The loan commissioners of Arizona by 1925 ch. 7 may now issue bonds in anticipation of taxes. New Mexico abolishes its board of loan commissioners by 1925 ch. 94 and vests their powers in the state board of finance. New Hampshire by 1925 ch. 143 sets up a state auditing accountant and puts banks under a single commissioner appointed by the governor and council. New Jersey 1926 ch. 196 authorizes the commissioner of banking and insurance to appoint three deputy commissioners. Formerly he had but one deputy appointed with the consent of the governor. Louisiana 1926 No. 302 creates a paid insurance commission of three, one appointed by the governor, one by the attorney general and one by the secretary of state.

Claims by or against the state and their regulation actuated legislation in 1925. Arkansas by No. 109 and New York by ch. 249 provide that actions by or against a public officer in his official capacity may be continued by or against his successor. Claims for injury from defective construction of state highways are to be against the state highway department instead of the counties by South Carolina No. 189 and in Michigan No. 374; the state administrative board hears and determines such claims thus relieving the legislature of the responsibility.

Officers and employees of the state were the objects of several statutes in addition to the numerous constitutional proposals. Hawaii 1925 No. 55 establishes a retirement system for the employees of the territory and teachers of the public schools. The system is voluntary and paid for by public contributions and deductions from salaries. In Connecticut by 1925 ch. 215, the board of control may retire certain persons at a sum equal to one-half their average annual salary for the preceding five years, except that in a few cases it is three-fourths instead of one-half. Delaware by 1925 ch. 53 raises the annual salary of the governor [16] from $4,000 to $7,500, and by ch. 55 also provides for $2,500 a year in 1925–26 to be used as an expense fund to enable the governor to be represented at functions of the state and nation. Virginia 1926 ch. 88 forbids the increase of salaries of employees not specifically fixed by law, and whose salary is over $100 a month, without prior authorization of the board or commissioner under which he works, and the consent of the governor. South Dakota by 1925 ch. 258 makes any public officer of the state or of a municipal corporation who unlawfully appropriates public money or property for his own use a defaulter and disqualified from holding further public office so long as he remains a defaulter. Mississippi 1926 ch. 170 makes the practice of nepotism in state or local office unlawful.

The purchase of supplies and public printing were dealt with by Wyoming in 1925 and Kentucky in 1926. The former by ch. 85

[16] See also ante "State Constitution" for similar provisions.

requires all public printing for the state or any county to be done within the state unless better rates can be secured without. Kentucky by ch. 180 creates a paid purchasing commission which provides supplies for the state and its institutions and makes estimates for the biennial budget. It is given power to transfer personal property between departments. The act does not extend to printing. Chapter 186 requires contractors submitting bids to the state to register the names of their salesmen and representatives with the secretary of state.

Public ownership and business activities present a few interesting developments in 1925. South Dakota ch. 184 [17] is a rather unique scheme by which the state goes into the business of selling gasoline and gets its capital from the gasoline tax paid by the oil companies. Porto Rico 1925 No. 60 levies a special tax for three years on real property to make surveys and plans for the development of hydraulic power and the construction of government plants. One-third of the net receipts from such plants are to be used for extending the system and the rest go into the state treasury. Washington 1925 Extra ch. 155 provides for the lease of coal deposits owned by the state.

Advertising the state to promote immigration, investment of capital and to attract tourists is much in vogue.[18] In 1925 Florida by ch. 10029 authorizes the commissioner of agriculture to advertise the state and ch. 10241 sets up a broadcasting station. Delaware by ch. 60 confers the duty of advertising on the director of markets. New Hampshire ch. 113 and New Mexico ch. 116 authorize their governors to appoint boards of publicity. Maine ch. 194 authorizes the governor and council to investigate the establishment of a radio station. The bureau of commerce in the Porto Rico department of agriculture by No. 35 is to serve as an advertising agency. Virginia 1926 ch. 368 authorizes $50,000 for each of the two ensuing years to be spent by the commission of conservation and development to advertise the advantages and resources of the state.

The sentimental side of state life was not ignored in 1925 and 1926. Two states in 1925, Delaware ch. 253 and Illinois p. 601, adopted state songs. Kansas ch. 290, New Mexico ch. 115 and Oklahoma ch. 234, all in 1925, decide on state flags. Louisiana in 1926 by No. 110 makes an appropriation to aid in establishing a memorial park and monument to commemorate the story of "Evangeline." Kentucky

[17] As to unconstitutionality, see 205 N. W. 614.

[18] Twenty states have authorized the advertising of the state. The laws creating permanent boards, etc., are: California [Henning's Gen. Laws 1920 p. 1070], Colorado [Comp. Laws 1921 §429–443], Delaware [Laws 1925 ch. 60], Florida [1925 ch. 10029], Georgia [Michie's Code 1926 §1983–1988], Idaho [Comp. Stat. 1919 §2270], Michigan [Comp. Laws 1915 §452], Minnesota [Gen. Stat. 1923 §4342], Missouri [Laws 1921 p. 149–152, 1925 p. 121], New Hampshire [Pub. Laws 1926 p. 96], New Mexico [Laws 1925 ch. 116], North Carolina [Cons. Stat. 1919 §4688], North Dakota [Comp. Laws, Supp. 1925 §578a2], South Dakota [Laws 1925 ch. 115 (p. 125)], Tennessee [Thompson's Shannon's Code 1919 §325a16], Utah [Comp. Laws 1917 §3026], Vermont [Laws 1921 No. 14], West Virginia [Barnes' Code 1923 p. 253], Wisconsin [Stat. 1925 §93.07 (10)], Wyoming [Comp. Stat. 1920 §4536–4546].

1926 ch. 368 names a poet laureate, but the title bears with it no financial obligation on the part of the state. The same state by ch. 350 adopts the Kentucky cardinal as the official bird and ch. 353 adopts the goldenrod as the state flower. The blue columbine is to occupy the same position in Colorado by 1925 ch. 81. Louisiana 1926 No. 5 designates April 30 as Louisiana Day; Kentucky by 1926 ch. 191 makes January 19 a legal holiday in honor of Robert E. Lee. Washington 1925 Extra ch. 36 makes Armistice Day a legal holiday.

LEGISLATURES AND LEGISLATION

Filling vacancies in the state legislatures evoked legislation in Vermont and West Virginia in 1925. The latter by ch. 56 authorizes the local party executive committee to appoint in case of death and by election in other cases. Vermont No. 8 requires the governor to appoint a person in the same town in case of vacancies in the office of representative.

Salary increases in addition to the constitutional proposals [19] were enacted in California 1925 and Virginia 1926. The latter by ch. 567 raises the members from $500 to $720 for regular sessions and from $250 to $360 for extras. California ch. 1 increases the legislators to $2,400 a session but cuts the mileage from ten to five cents a mile.

Continuous statute revision is becoming important.[20] New Jersey in 1925 ch. 110 creates an unpaid commission of three, one appointed by the governor, one by the chancellor and one by the chief justice. The commission is to examine defects and to suggest changes in the law. Rhode Island 1926 ch. 790 creates a state law revision Commissioner appointed by the governor and senate to consolidate the laws, watch supreme court decisions and to inform the general assembly on the effect of changes in the law and pending legislation. Massachusetts 1926 p. 519 authorizes the judicial council to propose necessary changes in the statutes to expedite the disposition of traffic violations. The same state by p. 515 permits the governor and council to appoint an unpaid commission to recommend repeals of obsolete statutes. Indiana 1925 ch. 58 makes the director of the legislative reference bureau revisor of the statutes and ex-officio a member of every revision commission. Virginia 1926 ch. 157 requires the same officer together with two other members appointed by the governor to

[19] Increases in legislators' salaries since 1917 have been as follows: California $1,000 a session to $1,200 a year, Delaware $5 to $10 a day, Georgia $4 to $7 a day, Indiana $6 to $10 a day, Louisiana $5 to $10 a day, Massachusetts $1,000 to $1,500 a year, Mississippi $5 a day to $750 a session, Nebraska $600 to $800 a session, Pennsylvania $1,500 to $3,000 a session, South Carolina $200 to $400 a year, Vermont $4 a day to $400 a session, Virginia $500 to $720 a session, West Virginia $4 a day to $500 a year, Wyoming $8 to $12 a day.

See also ante "State Constitution."

[20] Various methods have been devised for keeping the statutes up to date, removing conflicts, etc. Wisconsin has its permanent revisor [Stat. §43.08]; Indiana [1925 p. 190] and Pennsylvania [1923 No. 119] constitute the legislative reference bureau a sort of revisor and codifier; Ohio passes the duty on to the attorney general [Gen. Code §324–1], Massachusetts provides for a general counsel in each house [Gen. Laws ch. 3 §51–53, Laws 1922 ch. 24, ch. 197] and Missouri has its judges report to the legislature for defects in the laws [Rev. Stat. §2370].

codify the tax laws. Louisiana 1926 No. 16 authorizes large cities to codify their laws.

Nevada 1925 ch. 2 amends the act providing that laws and joint resolutions shall take effect from and after passage by having them take effect on July 1.

UNIFORM STATE LEGISLATION

For more complete information in respect to uniform laws passed in 1925 reference is made to the report of the Association's Committee on Uniform Laws. This report gives an idea of the wide field covered by the work of the commissioners and its widely scattered acceptance.

The uniform fiduciaries act met the approval of three legislatures, Utah ch. 86, Wisconsin ch. 227 and Idaho ch. 217. The conditional sales act passed in Pennsylvania No. 325 and West Virginia No. 64. Others adopted were fraudulent conveyances by New York ch. 254 and Utah ch. 42, declaratory judgments by South Dakota ch. 214 and Utah ch. 24, aeronautics by South Dakota ch. 6 and Idaho ch. 92, stock transfer by Tennessee ch. 91 arbitration by Nevada ch. 7, partnership by South Dakota ch. 251. Maine ch. 145 adopted the married women's registration act, which requires married women to register for voting under both her maiden and her married surnames. Washington 1925 Extra ch. 142 is the uniform sales act.

Amendments approved by the commissioners to the negotiable instruments act, to make stolen and lost instruments nevertheless negotiable were approved by Ohio p. 188, Wisconsin ch. 225. A similar change in the warehouse receipts act, was approved Ohio p. 189, Wisconsin ch. 226 and Idaho ch. 87. Delaware ch. 194 modifies the conditional sales act by requiring the seller, before retaking goods, to pay rent or storage due.

LOCAL GOVERNMENT

Local finance acts of a general character indicate the trend to better order in the spending of money and creating debts. Utah in 1925 by ch. 15 and ch. 30 requires budgets in cities, and in counties by ch. 25 and school districts by ch. 29. North Dakota 1925 ch. 169 is a city budget act. Washington 1925 Extra ch. 125 requires a budget in all first class cities. Virginia 1926 ch. 545 requires counties, cities and towns to adopt budgets. The state accountant must audit annually the accounts and records of every county. Hearings must be held before any local tax is raised. Kentucky 1926 ch. 171 sets up a county budget commission in each county to be composed of the county judge and two members appointed by him.

Bond issues must be submitted to referendum in North Dakota by 1925 ch. 98. Washington by 1925 ch. 13 goes further and requires a majority vote of all voters at the preceding general election to make the bonds valid. New Mexico 1925 ch. 131 requires that notice of

proposed and adopted bond issues be filed with the state tax commission. Chapter 20 goes still further in respect to irrigation districts whose bond issues must be approved by an ex officio state board and the proceeds may be spent only under its supervision. Michigan 1925 No. 273 limits the life of bonds for improvements.

Keeping check on local officers who handle funds by requiring publication of an annual statement is the purpose of Kentucky 1926 ch. 83. Indiana 1925 ch. 90 makes it a criminal offense for a township trustee to make purchases in excess of appropriations. In suits on contracts in Oklahoma, 1925 ch. 106 provides proof that the claim is within the legal debt limit of a municipality before a judgment can be entered.

An interesting application of Pay-as-you-go is Michigan 1926 No. 14, which authorizes the board of supervisors of a county to levy a tax of 2 mills for a 10-year period to create a sinking fund to be used to buy real estate, construct and repair buildings, if the tax is approved at an election.

Officers came in for some regulation. Georgia 1925 p. 154 follows a precedent already set and changes certain county officers from the fee to the salary system. Indiana 1925 ch. 161 prohibits the increase of salaries of local officers during the term for which they are elected. Mississppi 1926 ch. 269 authorizes the governor to fill vacancies in municipal governments which can not be filled as otherwise provided by law. Kentucky 1926 ch. 142 authorizes the governor to remove sheriffs, and other peace officers on charges and after hearings. In 1925, Minnesota ch. 196 and Michigan No. 7 limit appointments as public health nurses to those approved by the state health department and California ch. 84 limits appointments as county horticultural commissioners to persons on lists furnished by the state director of agriculture. Indiana ch. 135 makes county surveyors and engineers attend the annual road school.

Public ownership was extended in 1925. Tennessee by ch. 61 permits cities and towns to borrow money to build elevators, docks and facilities for handling freight. Florida ch. 10104 allows counties to go into the business of operating cold storage plants. Pennsylvania No. 203 authorizes boroughs to buy gas wells for municipal supply. Indiana ch. 56 allows municipalities acquiring water works to issue bonds for a sum one third in excess of the cost of improvements, but to be spent with the approval of the public service commissioner. Michigan No. 38 also provides a degree of control by requiring publicity of accounts of municipally owned utilities.

Similar are other acts in 1926 on subjects which are considered now as necessary functions of government and not encroachments on the domain of private enterprise. Louisiana No. 343 and Kentucky ch. 139 create water supply districts, Louisiana No. 275 irrigation dis-

tricts and by No. 26 sewerage districts. New Jersey ch. 79 authorizes street lighting districts. The same state by ch. 336 and ch. 337 creates the South Jersey and Raritan Port Districts. Louisiana No. 58 provides for the improvement of navigation by municipalities.

As a city planning measure, Porto Rico 1925 No. 69 is interesting. Plans to lay out land lots contiguous to cities and towns must be submitted to the proper municipal assembly before approval by the department of health. If approved by the insular government and municipality, the plotted land becomes part of the towns, and streets and other public services are maintained by and become the property of the municipality. If a plan is disapproved by the assembly, appeal is allowed to the district court. Florida 1925 ch. 10178 provides for the creation of mosquito abatement districts.

Advertising the city,[21] as well as the state, is a development. In 1925, New Mexico by ch. 60 and Michigan by No. 359 allow municipal taxes for publicity purposes. In 1926, Mississippi by ch. 267, New Jersey by ch. 9 and Rhode Island by ch. 811 authorize advertising. New Jersey permits the use of the radio.

Various public welfare measures were enacted. The standard bill for local playgrounds was adopted in 1925 by Florida ch. 10100, Vermont No. 62 and West Virginia ch. 76. Illinois by 1925 p. 264 consolidates all "state service functions" of Cook county, the care of children, blind, feeble-minded, paupers and insane into a county bureau of public welfare. Louisiana 1926 No. 36 allows parishes and municipalities except New Orleans to establish libraries on the petition of 25 per cent of the property taxpayers. A state board of library examiners appointed by the library commission grants certificates as librarians. Only persons holding such certificates may be head librarians.

Flying fields as gifts to the United States whenever Congress authorizes their acceptance is the purpose of Washington 1925 Extra ch. 42. The act further provides that no property shall be exempt merely because it is held for a public use.

Wisconsin by 1925 ch. 198 regulates amendments to city charters, permitting a referendum in all cases and allowing the initative.

ELECTIONS

General and miscellaneous election provisions are found in several of the states. Missouri 1925 p. 203 amends its law generally. In order to simplify the voting process for the straight ticket, South Dakota 1925 ch. 160 requires the names of candidates to be printed

[21] Sixteen states have provided for local advertising: Arizona [Rev. Civil Stat. 1913 §2496], California [Laws 1921 ch. 165], Kentucky [1922 ch. 45], Louisiana [Wolff's Stat. 1920 p. 42], Maine [Laws 1925 ch. 102], Michigan [1921 No. 63, 1925 No. 359], Mississippi [1926 ch. 267], Nebraska [1921 ch. 187], New Hamphshire [Pub. Laws 1926 p. 181], New Jersey [Comp. Stat. 1910 p. 1309, Supp. 1924 p. 2348, 1925 ch. 9, ch. 54], New Mexico [1925 ch. 60], New York [Cahill's Cons. Laws 1923 p. 759, 2248, 2354], North Carolina [1925 ch. 33], Oregon [Laws 1920 §3201-3204], Rhode Island [1926 ch. 811], Wisconsin [1925 ch. 385 §3].

under the designation of a party or principle so that the names of each party's candidates are in separate columns. Oregon 1925 ch. 69 no longer permits the splitting of votes for presidential electors. Massachusetts 1926 ch. 175 provides for placing on the ballot after the name of a candidate the words "candidate for reelection" in case of a candidate who is an elected incumbent of an office. By ch. 101 the same state prohibits false statements to aid candidates. Formerly the law merely prohibited such statements designed to defeat candidates. New Jersey 1926 ch. 322 permits challengers to ask "all necessary questions" in order to determine an individual's right to vote. The canvassing of votes has been the subject of legislation in Arizona 1925 ch. 20 which provides that no lists may be rejected for want of form if they can be clearly understood. This statute also requires the recounting of the vote for any initiative or referendum measure or constitutional amendment where the majority shown is very small. A tie vote is still to be settled by lot.

Registration is required in New Jersey municipalities containing over 15,000 by 1926 ch. 328. By this same law and also by Minnesota 1925 ch. 390, women changing their names on marriage or divorce must reregister. In 1925, New York ch. 159 and Delaware ch. 106 permit a registrant to state his or her age as "over 21." The Delaware law requires striking from the books the names of persons registered who do not vote. South Dakota 1925 ch. 158 permits persons whose residence and party affiliations are unchanged since the preceding general election to be enrolled without returning a registration card. New Jersey 1926 ch. 322 requires the county board of elections to sit ten days immediately before municipal elections for the purpose of registering persons who did not vote or register at the last preceding general election. The law also prohibits the bribery of members of the district board of registration and election and punishes both the giving and receiving of the bribe. Oregon 1925 ch. 100 requires local postmasters, at the request of the secretary of state, to check up on lists of registered voters indicating those who receive mail at the post office.

Absent voting was extended in 1925.[22] Two states, Minnesota ch. 278 and Utah ch. 76, extend the principle to registration by voters who are not present in their voting districts on registration day. Oregon ch. 125 now permits absent voting by railroad employees and their immediate families. Arizona ch. 75 allows absent voting by persons filing with the county recorder a doctor's certificate of inability to go to the polls, while Vermont No. 5, New Hampshire ch. 20 and South Dakota ch. 159 extend the same privilege to persons who by reason of illness or other physical disability are unable to vote in per-

[22] All states except Connecticut and Kentucky have absent voting laws. However, the laws of Maryland, New Jersey, Pennsylvania and Rhode Island apply only to those absent on military service in time of war.

son. Absent voting is permitted in municipal as well as state elections by Nevada ch. 36, and Vermont No. 4 provides for such voting at special meetings called for the purpose of considering any question concerning the providing of funds for municipal use. In Georgia p. 321 nonvoters are not even permitted to attend any political or mass meeting.

The primary and nomination phase of election laws appears in several states. Oklahoma 1925 ch. 29 [23] sanctions preferential voting in primaries. Utah 1925 ch. 47 prohibits a person being a candidate of more than one party and requires that the certificate of nomination contain notice to that effect and ch. 48 provides that a person's name shall appear only once on the official ballot as a candidate for the same office, but permits alliances of political parties by joint conventions so that the same candidate may appear on the official ballot under an emblem chosen by the allied parties. Nebraska 1925 ch. 108 permits the name of a candidate to appear on only one party ticket at a primary election, but allows the voters of any other party to insert any candidate's name on their own ballots. A candidate losing the nomination by his own party is not permitted to accept a nomination tendered by the electors of another. New Jersey 1926 ch. 80 requires that petitions for and certificates of nomination contain a statement that the candidate is a member of the party of which he seeks the nomination. The act also permits a party committee to bring a court action based on fraud or crime in connection with primary elections. Virginia 1926 ch. 254 forbids the printing of the names of candidates not party primary nominees on the ballot unless the candidate has given notice of his candidacy within the time limit. Hawaii 1925 No. 226 provides for a summary hearing in court in respect to validity of ballots cast at primary elections.

The initiative and referendum of Massachusetts is amended by 1926 ch. 196 by requiring on the statements of measures sent to electors a brief statement prepared by the attorney general of the provisions of the proposal. Oregon 1925 ch. 69, in order to make more apparent the significance of a vote upon a constitutional amendment, requires that the words "I vote for the amendment" be added to the word "yes" on the ballot, and that the word "no" be followed by the words "I vote against the amendment."

Party organization has been dealt with by New Jersey 1925 ch. 8 providing that the state committee shall consist of one man and one woman from each county. Party conventions are to appoint committees on and regulate the preparation of the platform. Idaho 1925 ch. 5 repeals the act authorizing the payment of expenses of delegates to state conventions, and Texas 1925 ch. 131 excepts payments to

[23] As to unconstitutionality see 244 Pac. 798.

party committees by a candidate at the primaries from the amount prescribed by law for campaign expenses. Indiana 1925 ch. 141 changes the organization of political parties by providing for a vice chairman in every case where there is a chairman of a district or county political party, to be chosen in the same way as the chairman, except that the vice chairman shall not be of the same sex as the chairman.

TAXATION

The inheritance tax is the outstanding feature of 1925–26 tax legislation. A great deal of dissatisfaction with the multiplicity of inheritance taxes has resulted in the adoption of the reciprocity principle. For example, in 1925 Massachusetts ch. 338 and New York ch. 143 exempt personal property of nonresident decedents from taxation if the state of domicile either exempts residents of these states or imposes no inheritance tax at all. Pennsylvania 1925 No. 391 exempts such property to the same extent as residents of Pennsylvania are exempted from similar taxation by the state of domicile. Connecticut 1925 ch. 239 applies a similar rule to tangible personal property and stocks of decedents. Kentucky by 1926 ch. 176 makes only tangible personal property of nonresidents instead of all personal property in the jurisdiction of the state liable for the tax. The act also provides that if intangible personal property of a nonresident decedent is physically located in Kentucky, it is the duty of the state tax commission to so inform the authorities of the state of domicile of the decedent if that state furnishes like information to Kentucky. Massachusetts 1926 ch. 148 makes expressly subject to the inheritance tax all tangible personal property within the commonwealth and belonging to nonresidents. The same state by ch. 355 amends its estate tax law by exempting from the gross estate real property outside the state and tangible personal property having an actual situs outside the state. Furthermore, transfers made within two years prior to death and without consideration is deemed to have been made in contemplation of death, if in excess of $5,000. Other provisions are made to insure collection of the tax by providing that a transfer in contemplation of death shall be subject to a lien for the tax, except where sold to a bona fide purchaser and in such a case the lien shall attach to all the property of the transferee. New York 1925 ch. 143[24] is a redraft of the death tax laws to which is added a new article for the purpose of redefining the taxability of the estates of nonresidents. Deductions for taxes paid in other jurisdictions are no longer permitted. California 1925 ch. 284 subjects the stock of domestic corporations owned by nonresidents to a 2 per cent transfer tax. By Virginia 1926

[24] As to unconstitutionality, see 245 N. Y. 486.

ch. 483 bank deposits, obligations of subdivisions of the state and property held in trust not having a situs in the state, all of which belong to nonresidents, are not subject to a tax. Double taxation is taken care of by providing that in cases where an estate is administered in Virginia but a nonresident legatee dies before his share is paid over, his share shall not be taxed again to his estate.

Exemption is granted by Oregon 1925 ch. 3 to bequests to municipal corporations or to corporations organized for benevolent, charitable or educational purposes. State bonds and farm loan and agricultural credit bonds issued under act of congress are not subject to the transfer tax if owned and held by nonresidents outside of South Carolina by 1925 No. 143. New Jersey 1926 ch. 294 amends the act taxing transfer in case of death, by no longer applying it to stock in New Jersey corporations or national banks in the state owned by such nonresident decedent. By Connecticut 1925 ch. 47 exemption is extended to gifts to religious or educational institutions for religious or educational purposes. Tennessee by 1925 ch. 64 exempts property of decedents upon which a tax has been paid within five years.

The 25 per cent refund allowed under the Federal estate tax law of 1924, if that amount is paid to a state as an inheritance tax, is responsible for several 1925 laws which measure the tax imposed by them at 25 per cent of the federal act, the states being New York ch. 320, Pennsylvania No. 416 and Georgia p. 63. Congress in 1925 raised the deduction to 80 per cent and two of the above states in 1926, New York ch. 365 and Georgia p. 15, amended their laws to take up the difference and Massachusetts entered the list by ch. 355. Protest against the Federal law is made by Kentucky 1926 ch. 341. Rhode Island 1926 ch. 800 is interesting in that it creates a committee of inquiry to investigate Federal legislation which requires joint Federal and state tax levies or joint Federal and state appropriations. The committee is to request public hearings on questions of such legislation and appear on behalf of the state if the levy or appropriation may affect adversely its legislation or its sovereign rights.

The states are dealing with joint ownership for purposes of the inheritance tax. Oregon 1925 ch. 273 puts a check on joint ownership of stock by requiring that waivers be obtained before stock jointly owned can be transferred, and Connecticut 1925 ch. 149 declares that jointly owned property, with the exception of checking or savings accounts, shall be subject to tax as though the property were owned by tenancy in common and the interest of the decedent had been bequeathed by him to the survivor. California 1925 ch. 284 in generally amending the inheritance tax act declares all personal property acquired by either spouse, while domiciled elsewhere

shall be deemed community property, if it would not be separate property, had it been acquired during California domicile.

Nevada 1925 ch. 27 repeals the 1913 inheritance tax law, thus leaving itself without any death tax.[25] The burden of paying inheritance taxes is placed upon the executor or administrator by Vermont 1925 No. 50, which requires that such representatives' bonds include an obligation to pay such taxes. Montana 1925 ch. 150 makes the estate appraised pay the expenses of the appraisers, instead of allowing them to be reimbursed out of the state's funds. New York 1926 ch. 365 amends the estate tax by increasing the amount of tax and by providing that the tax shall not exceed the amount by which the maximum credit allowable to the estate against the United States estate tax exceeds the credits under the act. A new inheritance tax law imposing a percentage tax, graduated according to class of relationship but not as to amount, has been adopted by Wyoming 1925 ch. 78.

The income tax [26] initiated by Oregon in 1923 was repealed by 1925 ch. 1. Arkansas 1925 No. 170 is a repeal of the 1923 law. Porto Rico 1925 No. 74 passed a new law based on the Federal statute and New York changed its law in 1926 to make it agree with the Federal act, ch. 208 making the exemption the same and ch. 285 raising the minimum total income to the Federal levels. Chapter 543 provides that dividends shall not include stock dividends issued for surplus, or profits capitalized. South Carolina 1926 No. 596 requires all officers and employees of the state to pay the state income tax.

New tax codes were enacted by North Carolina 1925 ch. 101 and Washington 1925 Extra ch. 130. The latter state by ch. 18 of its regular session also substituted a tax commission of three members appointed by the governor in the place of a single man. North Carolina by 1925 ch. 102 creates a state board of assessment which also functions as a board of equalization. All laws relating to poll taxes were repealed by New Mexico 1925 ch. 10.

The assessment of real property is to be made biennially in North Dakota by 1925 ch. 205, but the annual assessment of personalty is retained. New Jersey 1926 ch. 312 authorizes townships to change the method of assessment from single assessor to a committee of three who take action by a majority. Indiana 1925 ch. 148 permits the state board of tax commissioners to revise assessments and correct errors and to order the refunding of taxes wrongfully paid. Montana 1925 ch. 180 regulates assessments by the state board of equalization and appeals therefrom. Virginia 1926 ch. 147 creates a state tax

[25] There are now only three states without an inheritance tax: Alabama, Florida and Nevada.

[26] States now having personal income tax laws are Delaware, Massachusetts, Mississippi, Missouri, New Hampshire, New York, North Carolina, North Dakota, Oklahoma, South Carolina, Virginia and Wisconsin.

commission composed of the governor, auditor and one member to be appointed for four years by the governor and general assembly, who shall be chairman and state tax commissioner. The board is to supervise the administration of the tax laws, to correct assessments, to aid local boards in equalization of assessments on the request of the board or any 10 citizens and taxpayers of a locality. It is also given the power to intervene in any case where the constitutionality, construction or validity of a state tax law is in question. The act also permits the circuit court of each county and the corporation court of a city, on petition of the board of supervisors or 10 taxpayers of a county or the city council, to appoint a local board of equalization and assessment of three members, only two of whom may be of the same party, except in counties where in the last presidential election one party cast more than 60 per cent of the votes. On application of any taxpayer or any city or county authorities the board may correct assessments. Idaho 1925 ch. 63 assesses a one-half mill tax on horses, mules and asses to establish a glanders indemnity fund.

The exemption of state property from local taxes is presenting real problems and in several instances attempts are being made to remedy the situation.[27] In 1925 New York ch. 390 authorizes the taxation of real estate owned by the state for conservation purposes. Vermont No. 22 requires the taxing of public lands held for game refuge purposes and South Dakota ch. 151 requires the state to contribute through taxation its proportionate share of the cost of maintenance of each school district in which it owns agricultural lands and improvements. The property of labor organizations in Wisconsin is exempted by ch. 147 and that of cooperative agricultural associations and their capital stock by Porto Rico 1926 J. R. No. 5.

The collection of property taxes on motor vehicles is assured under New Mexico 1925 ch. 82 which requires that the taxes be paid before license plates are issued. Mississippi 1926 ch. 239 penalizes railroads, motor vehicles or water craft which remove from the Mississippi levee district cotton liable to the levee district tax and further requires that the carriers secure a certificate from the shipper that the cotton is not liable for the tax. Idaho 1925 ch. 180 permits the leasing of land put up for sale for delinquent taxes and allows it to be sold for an amount less than the taxes due. South Carolina 1926 No. 484 requires the sheriff to notify certain mortgagees before advertising lands for sale for taxes. The mortgagee is entitled to such notice on filing a list of his mortgages with the sheriff. Washington 1925 Extra ch. 171 is a new law providing for the foreclosure for taxes due on real property.

[27] Massachusetts [Gen. Laws 1921 ch. 58 §13–17 (as amended 1922 ch. 54)] provides for reimbursement of local units for taxes that would have been levied had the property been privately owned. Several states provide for the taxation of state lands for drainage and irrigation, schools, roads, etc.

Intangible property taxes [28] were provided for in several states. Kansas 1925 ch. 277 taxes moneys and credits, including most intangibles except mortgages otherwise taxed, at 25 cents on $100 of value. Chapter 279 exempts from all taxes bonds of the state or political subdivisions issued prior to March 1, 1925. Chapter 273 levies a tax on mortgages when recorded [29] at 25 cents on $100. This is patterned after the New York law. North Dakota 1925 ch. 206 provides that moneyed capital and other intangibles may be assessed at the owner's place of residence and not necessarily at his place of business. Oklahoma 1925 ch. 120 [30] levies a special tax of one-tenth of 1 per cent on money either in its owner's possession or on deposit in a bank. North Carolina 1925 ch. 108 exempts notes on mortgages given for the building, repair or purchase of homes to the extent of 50 per cent of their value, if not in excess of $8,000. Virginia 1926 ch. 487 provides that deeds or mortgages covering property partly within and partly without the state are taxed only to the value of so much of the property as is situated within the state.

Corporations came in for considerable tax regulation. Mississippi 1926 ch. 258 provides that property of corporations (with certain exceptions) shall be taxed like that of a person and their stock shall be exempt from taxation. South Carolina 1925 No. 154 no longer taxes income of corporations derived from property and business owned and operated outside the state. Under Montana 1925 ch. 95, which imposes a capital stock tax upon foreign corporations, stock with no par value is set at $50 a share. New York 1926 ch. 674 levies on foreign corporations in the state the same franchise tax as is paid by domestic corporations. Ohio 1925 p. 35 exempts the stock of foreign corporations from listing requirements if they have elected to pay a franchise tax similar to that imposed on domestic corporations and Mississippi 1926 ch. 254 exempts the stock of nonresident corporations from all ad valorem, state and local taxes. New York 1925 ch. 321 subordinates the lien of the corporate franchise tax to that of a mortgage executed prior to the date the tax was due. Connecticut 1925 ch. 114 allocates to counties one half the net amount of taxes on unincorporated businesses. Chapter 177 taxes motion picture films

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[28] The following states have general laws taxing intangibles, etc., at special rates: California [Pol. Code §3617 (as amended 1925 ch. 12)]; Connecticut [Gen. Stat. §1188 (as amended 1919 ch. 284)]; Iowa [Code §1310], Kansas [1925 ch. 277, ch. 278]; Kentucky [1917 ch. 12 (as amended 1924 ch. 116)]; Maryland [Ann. Code p. 2671]; Minnesota [Gen. Stat. §2337-2349)]; Montana [Rev. Codes §2000]; Nebraska [Comp. Stat. §5884]; New Hampshire [1923 ch. 65]; Oklahoma [Comp. Stat. §9608, 1925 ch. 120]; Pennsylvania [Stat. §20404]; Rhode Island [Gen. Laws 1923 §466-467, 821]; South Dakota [1919 ch. 109 (as amended 1923 ch. 109)]; Vermont [1925 ch. 21]; Virginia [Tax bill §8 as amended 1926 p. 957].

[29] Other states levying mortgage registration taxes are: Alabama [1923 No. 172 §4½]; Kentucky [Statutes §4019a-9]; Michigan [Comp Laws §4268-4277 (as amended 1921 No. 213, 1923 No. 246)]; Minnesota [Gen Stat. §2322-2336]; New York [Tax Law ch. 61 §250-267]; Oklahoma [Comp. Stat. §9585-9596]; Tennessee [1925 ch. 134]; Virginia [Tax Bill §13 (as amended 1926 p 824-825. 994)]

[30] As to unconstitutionality, see 251 Pac. 736

Bank taxation engaged New York, and insurance taxation, Kentucky and Mississippi in 1926. New York ch. 286 levies a franchise tax on banks and financial corporations based on the income from business in the state, the basis of determining such income to be by rule of the tax commission. The corporations are exempt from tax on personal property or capital stock. Kentucky ch. 99 exempts the reserve on outstanding policies of domestic life insurance companies. The companies are to pay annually for state purposes a tax of 50 cents on each $100 of the value of the stock in lieu of all other taxes except local taxes on real estate and that of the district in which the company is located on the value of its stock. Mississippi ch. 261 exempts insurance companies from all taxes except the state income tax and the privilege tax which equals one-third of the premium tax on foreign corporations. Local taxes may be levied at the company's domicile or principal place of business equal to the state tax, the county to get 40 per cent and the municipality 60 per cent.

The public utilities phase appears in Kentucky 1926 ch. 167 which extends the power of the state tax commission to assess the physical value of all property of railroad, telephone, express, pipe line, street railway and electric power companies and by ch. 75 to bus, tank and coal car lines. Mississippi 1926 ch. 129 provides for the assessment of the property of companies operating, furnishing or leasing freight cars, on the basis of the proportion of miles traveled in the state to the total mileage. Real estate and fixed property are assessed where located. New Jersey in 1926 ch. 142 provides that utilities which pay an annual franchise tax based on gross receipts shall not include sums received in the sale of its products to other utilities also paying a franchise tax. New railroad lines or extensions are exempt from taxation for 10 years if constructed within 10 years after the passage of South Dakota 1925 ch. 262. Pennsylvania 1925 No. 381 exempts municipally owned and operated utilities and South Carolina 1926 No. 509 exempts all municipally owned port and terminal facilities. In determining what tax shall be imposed upon electric power companies, the tax commission of South Dakota by 1925 ch. 91 is directed to consider the gross and net income and the value of the franchise. The same state by ch. 90 subjects express companies to a 5 per cent gross earning tax. Oregon 1925 ch. 258 taxes ocean going vessels having their home port in the state at one-fiftieth of the state tax rate on real estate.

Busses and other motor vehicle carriers are being subjected to regular taxation. Bus taxes are often fixed by multiplying the seating capacity by the estimated number of miles the bus will travel in a year. Freight taxes are determined by multiplying the allowed freight capacity by the miles to run. Examples of these laws in 1925 are Kansas ch. 206, Oregon ch. 380, South Carolina No. 170 and West

Virginia ch. 17. In 1925 Idaho ch. 197, Nevada ch. 162, North Carolina ch. 50 and South Dakota ch. 224 levy gross earning taxes. North Dakota 1925 ch. 91 taxes carriers not on a regular route or operating locally at a fixed rate on each car. Chapter 167, to lessen the discrimination complained of by the railroads, imposes a tax of $10 per passenger carrying capacity on motors operating between fixed termini. Connecticut 1925 ch. 254 exacts a tax of 3 per cent of the gross receipts of busses. If the bus is used in interstate commerce, the rate is 1 cent per mile for each mile traveled in the state during the preceding year. Iowa 1925 ch. 4 and Utah 1925 ch. 117 also provide for a tax on public carriers to be determined by the "ton mile" method. Oklahoma 1925 ch. 167 substantially increases the tax on motor vehicles, but New Hampshire 1925 ch. 137 reduces her impost on vehicles based on the load carried. Florida 1925 ch. 10182 taxes motor vehicles more heavily if they have solid tires and makes the tax a first lien on the car. This distinction levying a higher tax on solid than on pneumatic tired cars runs through many states, as an example South Carolina 1925 No. 170, for freight carriers. West Virginia 1925 ch. 17 applies it to all cars, not common carriers alone.

The rapid growth of the gasoline tax is indicated by legislation in in 1925 and 1926.[31] Of the nine states adopting this type of law for the first time in 1925, eight fix the tax at 2 cents per gallon, Iowa ch. 6, Kansas ch. 274, Michigan No. 2, Minnesota ch. 297, Missouri p. 282, Ohio p. 294, Porto Rico No. 52 and Wisconsin ch. 11. Rhode Island ch. 679 taxes at the rate of 1 cent on the gallon. Tennessee 1925 ch. 54 establishes a privilege tax of one-half cent on coal oil, illuminating oil and gasoline distributed in the state. A number of states increased the tax in 1925, Connecticut ch. 145 from 1 to 2 cents and Wyoming ch. 89 from 1 to 2½ cents, Idaho ch. 185, Maine ch. 212, New Mexico ch. 61, South Dakota ch. 228 and Tennessee ch. 4 jumped from 2 to 3 cents and Virginia 1926 ch. 137 from 2 to 4½. In 1925 Georgia p. 65 and West Virginia Extra ch. 2 the tax is at the rate of 3½ cents. Florida ch. 10025 and Nevada ch. 131 impose a tax of 4 cents and South Carolina in 1925 No. 34 and Kentucky 1926 ch. 169 increase their taxes from 3 to 5 cents, South Carolina turning the extra 2 cents over to the counties. Mississippi 1926 ch. 119 jumps from 3 to 4 cents. The methods of distribution of the funds from the gasoline tax differ. Ohio contributes 45 per cent to the state, 30 per cent to the municipalities, and gives the remaining 25 per cent to the counties and Iowa gives one-third to each of these political divisions. Virginia formerly used all the revenue for road construction, but now one-third goes to maintenance. The extent to which the states go in attempts to circumvent the limitations imposed upon their taxing pow-

[31] This leaves at the end of 1926 but four states without gasoline taxes: Illinois, Massachusetts, New Jersey and New York

ers by the interstate commerce clause can be seen by reference to 1925 California ch. 359, Connecticut ch. 145, Missouri p. 255 and Montana ch. 186, which amend existing laws in an attempt to redefine the circumstances under which fuel shall be deemed to be out of commerce for tax purposes. Mississippi 1926 ch. 119 tackles the problem in a new way by freeing from the tax, gasoline exported from the state or shipped in interstate commerce, while in transportation, but the gasoline is taxed to the person first selling or using it after it is "commingled with the general mass of property in the state." Distributors shipping gasoline to purchasers in the state may pay the tax as a matter of convenience to the purchasers.

Natural resources are taxed under several special laws in 1925. New Mexico ch. 83 regulates oil and gas wells. Where forest land is being reforested and is classified as forest land, Ohio p. 260 substitutes a stumpage tax for the usual land tax. Montana p. 489 imposes a license tax upon persons engaged in mining for metals or precious or semi-precious gems, the tax being based on the annual gross volume of the mined product. Porto Rico No. 19 attempts to subsidize coffee growing and New Hampshire ch. 55 to encourage the planting of soft wood trees by allowing reductions in taxation.

The standard act authorizing filing notices of lien for internal revenue payable to the United States with state authorities [32] has been adopted in 1925 by Arizona ch. 17, Connecticut ch. 219, Idaho ch. 25, Maine ch. 7, Nevada ch. 133, New York ch. 626, Oklahoma ch. 8, Tennessee ch. 25, Washington ch. 15, Wisconsin ch. 100 and Wyoming ch. 133.

MISCELLANEOUS POLICE REGULATIONS

Building laws were enacted by Kentucky 1926 ch. 124 to regulate construction in cities of the first and second classes and to direct the appointment of safety inspectors in such cities. Louisiana 1926 No. 300 is a fire escape act with detailed regulations. An interesting provision makes compliance with the requirements of the building exit code approved by the American Engineering Standards Committee sufficient to meet the requirements of the act. Oregon 1925 ch. 298 attempts to eliminate fire hazards. Kentucky 1926 ch. 59 punishes the building of a spite fence. The act does not interfere with the erection of billboards.

The billboard does, however, come in for regulation. Connecticut 1925 ch. 148 in a billboard taxing law requires the licensee to display the number and date of issuance of his license on each advertisement. Nevada 1925 ch. 90 regulates billboard advertising which measurably

[32] Similar legislation has been adopted in all but the following 13 states: Delaware, Florida, Kentucky, Massachusetts, Montana, New Hampshire, New Jersey, New Mexico, Pennsylvania, South Carolina, Utah, Vermont and West Virginia.

destroys the natural beauty of scenery or obstructs the view of the road ahead.

Commercial transactions have been regulated.[33] Prevention of fraud has actuated several laws. Jewelry sales and auctions in particular have been placed under supervision. Georgia 1925 p. 310, Mississippi 1926 ch. 174 and Virginia 1926 ch. 581 regulate the auctioning of jewelry and silverware. Connecticut 1925 ch. 238 and Massachusetts 1925 ch. 331 require licenses for auction of jewelry. California 1925 ch. 70 requires licenses for persons engaged in milling and purchasing precious metals. Louisiana 1926 No. 251 permits jewelers to sell articles valued at less than $10 which were left for repair and unclaimed for a year. The excess over the jeweler's charge is to be paid to the state. New Jersey 1926 ch. 113 transfers to municipalities the power to regulate public auctions. Hawaii 1925 No. 195 requires public auctions, with certain exceptions, to be held in public auction rooms. It also prohibits fictitious bidding. Oregon 1925 ch. 278 requires that cows be milked 12 hours before auctioning to lessen the likelihood of "bagging." Louisiana 1926 No. 309 regulates secondhand dealers, requires licenses, records, etc. Michigan 1925 No. 51 provides for licensing and regulating transient merchants, who are to be licensed only when the county treasurer is satisfied that the business "is not intended to cheat or defraud the public." North Carolina 1925 ch. 14 makes it a misdemeanor to draw worthless checks. Florida 1925 ch. 10177 is a small loan act.[34] Oregon 1925 ch. 215 amends the usury law so as to include in interest all payments for securing a loan except costs of investigation. Delaware 1925 ch. 203 makes it unlawful for a person registering in a hotel to give a false name or address or to leave without paying his bill. New York 1925 ch. 283 punishes solicitation of business for hotels on false representations by drivers of public vehicles or porters. Rhode Island 1925 ch. 658 enacts a broader civil rights law forbidding discrimination in public conveyances or places of amusements. Porto Rico 1925 ch. 36 regulates warehouses of agricultural products and Hawaii 1925 No. 194 regulates cold storage and requires the labeling of cold storage goods. Virginia 1926 ch. 298 protects the identification marks on radio sets or musical instruments and South Carolina 1926 No. 538 and Mississippi 1926 ch. 166 protect rented storage batteries. Louisiana 1926 No. 327 requires the names of patients on prescriptions and that the druggists shall also insert the names on the labels of the drug furnished Tennessee 1925 ch. 116 repeals its anti-tipping law.

[33] See also post "Commercial Regulations."

[34] This is the uniform law proposed by the Russell Sage Foundation. It has been adopted with slight variation by Arizona, Connecticut, Florida, Georgia, Illinois, Indiana, Iowa, Maine, Maryland, Pennsylvania, Rhode Island, Virginia and West Virginia. Other states operate under the same principle as the uniform law with different rates of interest: Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Oregon, South Dakota and Utah.

Big business also came in for regulation. Mississippi 1926 ch. 182 amends extensively the anti-trust law. The interesting addition makes the act apply only to trusts when inimical to the public welfare, a limitation that applied formerly only to the formation of pools. The same idea is carried over in the section forbidding corporations or persons to restrain trade or create monopolies, who are now forbidden to do these things with intent to accomplish prohibited results or without such intent, to accomplish such results to a degree inimical to public welfare. The provision which has been adopted in many states forbidding buying or selling of a commodity at different prices in different places in the state is adopted. There is omitted from the new act a provision of the old act allowing as prima facie evidence of damages proof of a plaintiff that he has had to pay more or accept less for goods or service by reason of the trust. Virginia's antitrust law was amended by 1926 ch. 171 to restrict its operation to those trusts which would be prohibited under the Federal law if their activities extended to interstate as well as intrastate commerce. Massachusetts 1926 ch. 353 amends its act invalidating contracts to buy or sell on margin with no actual transfer by making such contracts valid, even though they call for future deliveries if made on a stock exchange or board of trade estabished for 10 years and recognized as valid for the law of the jurisdiction where made.

Aircraft laws were adopted in 1925 by Connecticut 1925 ch. 249, Minnesota ch. 406 and by Kentucky 1926 ch. 107. Michigan 1926 No. 9 provides that airplanes must be 1,500 feet above the ground when flying over open air assemblies, except when giving exhibitions. Louisiana 1926 No. 52 requires planes carrying passengers for hire to have an indemnity bond to cover damages caused by them.

Amusements have been subjected to regulation. California initiative measure No. 7 (see Laws 1925 p. xc) authorizes boxing and wrestling contests and together with Connecticut 1925 ch. 243, Rhode Island 1926 ch. 772 and Illinois 1925 p. 164 create athletic commissions to license such contests, but the two latter states leave the determination to the local units whether or not bouts may be held therein. Louisiana 1926 No. 229 also creates a boxing commission and forbids "sham contests." Utah 1925 ch. 77 creates a state racing commission and condemns all betting except that on the pari-mutuel system. Michigan 1925 No 176 condemns gambling and betting on races or games. Pennsylvania 1925 ch. 291 makes it unlawful to bribe or attempt to bribe any professional baseball player, football player, boxer or wrestler, or for such person to accept or solicit a bribe. Idaho 1925 ch. 219 requires a license for conducting pool halls, dance halls, or amusement resorts in any county outside an incorporated city or village. North Dakota 1925 ch. 128 regulates dance halls in munic-

ipalities and unorganized townships, while Illinois 1925 p. 320 regulates public dance halls outside city limits. Georgia 1925 p. 339 prohibits dancing in public places on Sundays, but punishes only the person in charge of the place where the dancing goes on. Kentucky 1926 ch. 63 amends the Sabbath Day observance act by excepting from the act amateur sports and athletic games. Utah 1925 ch. 56 repeals its Sunday amusements law. Georgia 1925 p. 287 forbids a person of the white race to operate a billiard room used by negroes. Virginia 1926 ch. 569 requires the separation of white and colored persons in places of public entertainment and punishes failure to comply as a misdemeanor.

The protection of morals called forth some legislation. Louisiana 1926 No. 213 authorizes municipalities to place police women in dance halls at the expense of the operators to supervise dancing and costumes. Minnesota 1925 ch. 285 prohibits the publishing of obscene and defamatory newspapers and periodicals. Kansas 1925 ch. 196 excepts news reels from the scrutiny of motion picture censors. In 1925, Michigan No. 389, Rhode Island ch. 672 and West Virginia ch. 19 enacted red light abatement laws.

Tobacco sales are prohibited to minors under 18 by Arkansas 1925 No. 256. North Dakota 1925 ch. 106 prohibits the sale of cigarettes to persons under 21 and South Dakota 1925 ch. 245 authorizes municipalities to prohibit such sales. The latter state by ch. 113 requires an annual license for the sale of cigarettes or wrappers and imposes both a license and a stamp tax on such articles.

For the protection of local farmers, Montana 1925 ch. 31 gives to the governor the power to establish quarantines with respect to diseases dangerous to animals. Nebraska 1925 ch. 7 [35] provides for testing herds of cattle for tuberculosis at the request of 60 per cent of the owners representing 51 per cent of the breeding cattle in a county. Minnesota 1925 ch. 340 forbids the exhibition of untested cattle at fairs or public shows. Chapter 193 of the same state makes it unlawful to sell cattle at public auction or at a sale by court order unless tested and found free from disease. New Jersey 1926 ch. 179 attempts to prevent the spread of contagious abortion by cooperation between the department of agriculture and the owners. Quarantines may be set up and the sale or purchase of stock prohibited. Arizona 1925 ch. 31 makes it unlawful to maintain a slaughterhouse or place for the sale of meat which is unclean or insanitary. Louisiana 1926 No. 341 makes it a misdemeanor to sell meat except from animals slaughtered by licensed butchers or slaughterhouses.

Pest quarantines may be set up under Kentucky 1926 ch. 8. Nurseries may be inspected and the transportation of infested plants is prohibited. Quarantines against the importation of diseased poultry

[35] As to unconstitutionality, see 213 N. W. 579.

may be prohibited under California 1925 ch. 48 and New Jersey 1925 ch. 80. Connecticut 1925 ch. 199 provides for inspection and quarantine of poultry. West Virginia 1925 ch. 84 attempts to protect the apple crop by requiring the destruction of red cedar trees affected with apple rust. Colorado 1925 ch. 111 authorizes the creation of plant inspection districts by the majority of the resident landholders in a continuous territory. Oregon 1925 ch. 5 makes it the duty of an owner of real property infested with ground squirrels or other noxious rodents to exterminate them. Louisiana 1926 No. 314 requires sweet potatoes and sweet potato vines to be inspected to protect the tuber from pests. Chapter 317 of the same state provides for the inspection and grading of fruits and vegetables by the commissioner of agriculture.

Nevada 1925 ch. 17 prohibits the use of common towels.

A pistol law was passed in Virginia 1926 ch. 158, which established an annual license on each pistol or revolver and requires license cards for owners, the keeping of records by retailers and, as a new idea, a report by all persons repairing weapons. The selling of ammunition is also made illegal, unless the person has a license card. In 1925, Indiana ch. 207, Michigan No. 313 and Oregon ch. 260 also regulate the possession, sale and use of pistols and revolvers and prescribe an additional penalty for crimes committed by persons armed with such weapons. Nevada 1925 ch. 47 makes it a crime to manufacture or import into the state certain weapons, or to carry concealed an explosive substance other than fixed ammunition, or dirks or daggers. New York 1926 ch. 705 increases the penalty for felonies when armed with a weapon. Illinois 1925 p. 339 restricts the carrying of concealed weapons. The act permits a citizen to keep firearms for his protection in his home or place of business. New Jersey 1925 ch. 64 also permits a person to have firearms in his place of business or dwelling. West Virginia 1925 ch. 95 requires that applicants for licenses to carry deadly weapons must be citizens and bona fide residents of the state. Even though a person is licensed he is guilty of a misdemeanor if he carries or uses the weapon in such a way as to cause or threaten a breach of the peace. Massachusetts 1926 ch. 395 extends the pistol act by prohibiting the delivery of a pistol on the day of application for purchase, rental or lease, except to a person with a license, and prohibiting the sale, rent or lease of a pistol to any person without a permit in force. By ch. 261 the sale or use of silencers for firearms is prohibited. New York 1926 ch. 105 forbids the use of a high-powered rifle on Long Island. The possession of other types of dangerous substances is dealt with by New Jersey 1925 ch. 87, relating to explosives, and Vermont 1925 No. 98 authorizes the state fire marshal, with the approval of the governor, to make regulations in respect to fireworks and explosives.

Montana 1925 ch. 140 permits the rounding up and sale of abandoned horses, which are defined as those which are unbranded or have escaped assessment for the previous year's taxes. Oregon 1925 ch. 99 has a similar statute applying to abandoned, starving or neglected horses. Connecticut 1925 ch. 269 codifies its state dog laws and West Virginia 1925 ch. 83 now imposes a dog tax to create funds with which to reimburse owners of cattle for losses caused by dogs. Florida 1925 ch. 10108 now gives to canines the status of domestic animals.

CRIME AND PUNISHMENT

Central criminal record bureaus are set up in 1925 by Michigan No. 289, North Carolina ch. 228, Oklahoma 1925 ch. 127 and Vermont No. 131 and in 1926 by New York ch. 702.[36] All require fingerprints and information on criminals. Florida 1925 ch. 10158 makes a similar step by centralizing copies of all indictments and information on which persons are convicted to the state prison in the department of agriculture. Mississippi 1926 ch. 165 authorizes the local units to photograph prisoners and their fingerprints. Rhode Island 1925 ch. 588 [37] creates a department of state police under a superintendent appointed by the governor.

Laws on crimes in general were adopted in certain instances. Vermont 1925 No. 129 provides that whenever a person does an act in the state in execution of an intended crime which culminates in the commission of a crime within or without the state he is punishable as if the crime had been committed wholly within the state. Under Washington 1925 Extra ch. 101 corporations committing crimes, the penalty of which can not be applied to a corporation, shall be punished by a fine of not more than $10,000 if the offense is a felony, or not more than $1,000 if a gross misdemeanor or not more than $500 if a misdemeanor. New York 1926 ch. 457 is the "Baumes law" subjecting fourth offenders to life imprisonment. Chapter 457 also amends the law in relation to second and subsequent offenders by changing the description of a second offense from a crime to a felony. The law also allows the resentencing of a person convicted of a felony if it appears that he has previously been convicted of crime, and providing a means of trial of the question as to whether he is such second offender with a right of the jury to decide the fact.

Crimes against property constitute the large majority of crimes treated in 1925 and 1926. Of the more serious crimes, burglary received considerable attention. Mississippi 1926 ch. 176 defines the

[36] Other examples of criminal identification and investigation bureaus are: California [1917 ch. 721, 1921, ch. 876], Iowa [1921 ch. 186], Ohio [1921 p. 584–586, 1923 p. 5–7].

[37] States having state police are: Alabama, Arizona, California, Connecticut, Idaho, Massachusetts, Michigan, Nevada, New Jersey, New Mexico, New York, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas and Wyoming.

crime of burglary with explosives [38] and punishes it with imprisonment of from 25 to 40 years. Texas 1925 ch. 129 reduces the minimum on this crime from 25 to 12 years, and abolishes the maximum. Louisiana 1926 No. 6 punishes it by 5 to 20 years. No. 71 makes it burglary to enter a dwelling, tent or other place used as a dwelling. By New York 1926 ch. 436 the penalty for burglary or robbery is increased in the first degree to a minimum of 15 years, second degree a maximum of 15 years and third degree a maximum of 10. Banks are specially protected by Tennessee 1925 ch. 128,[39] which punishes bank robbery by 20 to 40 years, and New Mexico 1925 ch. 70, which includes any safe robbing or robbery with intimidation and makes the penalty 5 to 99 years. Maine 1925 ch. 103 reduces the minimum for common thieves from 4 years to 1 and North Dakota 1925 ch. 157 cuts the penalty for grand larceny from 1 year to 3 months, but increases the maximum from 5 to 10 years. Michigan 1925 No. 281, in order to prevent theft of copper and silver, forbids miners and persons not engaged in producing the metals from selling any ores without filing certain statements establishing their right to dispose of the same. Nebraska 1925 ch. 104 raises the minimum for stealing cattle from 1 to 3 years. The burning of certain insured property,[40] or other property upon which there is a lien, is made punishable criminally by Kentucky 1926 ch. 60. Oklahoma 1925 ch. 59 reduces both the maximum and minimum for destroying insured property and by ch. 60 does the same for arson. Hawaii 1925 No. 28 makes trespass on cultivated lands a misdemeanor. North Dakota 1925 ch. 89 makes it a misdemeanor for the owner of an artesian well not to take measures to prevent water from running on another's land or to a ditch along a public road. Louisiana 1926 No. 323 forbids the use of the name or emblem of a benevolent or other organization not for profit by one not entitled to do so.

Certain business frauds are prohibited.[41] Michigan 1925 No. 319 makes false or deceptive advertising a misdemeanor. Louisiana 1926 No. 76 makes it a misdemeanor for any contractor to default on his contract or apply money received on account thereof for any other

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[38] Some other examples of burglary while armed or with explosives are: Connecticut [Gen. Stat. §6236, 6238, 6244], Florida [Rev. Gen. Stat. §5102], Illinois [1923 p. 317], Indiana [Stat. §8013–8014], Iowa [Code §12995, 12997–12998], Kansas [Rev. Stat. §21–525], Louisiana [Rev. Stat. §850, 1926 No. 21], Maryland [Code Art. 27 §38], Mississippi [Code §831], Missouri [Rev. Stat. §3291, 3303], Montana [Rev. Codes §11351], Nebraska [Comp. Stat. §9628], Nevada [1919 ch. 75], New Hampshire [Pub. Laws p. 1506–1507], New Jersey [Comp. Stat. p. 1788], New Mexico [Stat. §1519], New York [Cahill's Cons. Laws ch. 41 §402], North Carolina [Cons. Stat. §4236, 1921 ch. 5], North Dakota [Comp. Laws §9879], Ohio [Gen. Code §12440, 12443], Oklahoma [Stat. §2059, 2069], Oregon [Laws §1941, 1946], Pennsylvania [Stat. §7743], Tennessee [1919 ch. 87], Texas [Penal Code §1398], Utah [Comp. Laws §8257], Virginia [Code §4439], Washington [Rev. Stat. §2578], Wisconsin [Stat. §343.09, 343.121], Wyoming [Comp. Stat. §7101].

[39] Citations to the laws of certain other states dealing specifically with bank robbery are: Iowa [Code §13002], Kansas [Rev. Stat. §21–531], Kentucky [Stat. §1159a], Nebraska [1921 ch. 301], North Dakota [1921 ch. 24], Pennsylvania [Stat. §8037], South Dakota [1921 ch. 133].

[40] Other states having provisions punishing the burning of insured property are: California [1923 ch. 353], Georgia [1924 p. 193], Indiana [1919 ch. 37], North Carolina [1921 ch. 119], South Carolina [1923 No. 100], Wyoming [1919 ch. 14].

[41] See also ante "Miscellaneous Police Regulations."

purpose than settlement of claims for material or labor. Rhode Island 1925 ch. 656 makes it a misdemeanor for swearing falsely before an officer authorized to administer oaths concerning a material fact relating to contracts or leases. Idaho 1925 ch. 51 adds slack work or publication of trade secrets to the acts which constitute sabotage. New York 1926 ch. 706 makes it a misdemeanor to communicate information received in the course of employment. Embezzlement is made a felony instead of a misdemeanor by Delaware 1925 ch. 234 and ch. 235.

Tampering with meters and the diversion of gas and electricity is prohibited under Louisiana 1926 Nos. 116, 117, 118 and 119. No. 144 forbids the tampering with taxicab meters and No. 138 makes it a misdemeanor for chauffeurs of taxicabs to fail to pull the flags to show the true charge.

Crimes against persons were also legislated against in 1925–26. Rhode Island 1925 ch. 657 raises the maximum for assault with a deadly weapon from 5 to 10 years and from 2 to 5 years for indecent acts. Kentucky 1926 ch. 61 makes blackmail a felony punishable by imprisonment for 1 to 10 years, and a threat of blackmail a misdemeanor punishable by fine of $100 to $500 and confinement in the county jail from 30 to 120 days in the discretion of the jury. Arizona 1925 ch. 22[42] makes it a misdemeanor to contribute a statement or news item to a newspaper knowing it to be untrue. Michigan 1925 No. 83 extends the crime of malicious threat to extort money to cover threats against certain near relatives of the victim. Pennsylvania 1925 No. 411 allows the jury to determine whether a person convicted of murder shall suffer death or be imprisoned for life; in case of a plea of guilty, the court has the discretion. New Jersey 1926 ch. 172 provides for imprisonment at hard labor for 30 years for committing of the crime against nature with a child under 16. Texas 1925 ch. 63[43] is an act similar to those passed in many states to punish going about masked, and also to punish assaults by masked persons or parading or being present in church while masked.

PRISONS AND PRISONERS

Parole, commutation of sentence, indeterminate sentence, etc., constitutes the bulk of legislation under this title. Delaware 1925 ch. 214 permits the court to release a prisoner on probation even though he has pleaded guilty. Louisiana 1926 No. 331 creates a board of

[42] Other examples of this law are: Florida [Rev. Gen. Stat. §5090], Maine [Rev. Stat. ch. 131 §4], Minnesota [1923 ch. 7], Montana [Rev. Codes §10999], Nevada [Rev. Laws §6432], New Jersey [Comp. Stat. p. 1815], New York [Cahill's Cons. Laws ch. 41 §1353], North Carolina [Cons. Stat. §4229], North Dakota [Comp. Laws §9560], Ohio [Gen. Code §6319–7], Utah [Comp. Laws §8084], Virginia [1922 ch. 353].

[43] Other legislation on disguised law breakers, all of which was adopted in 1923 [except Louisiana in 1924] is as follows: Arizona [ch. 78], California [ch. 153], Illinois [p. 318], Iowa [ch. 211], Louisiana [1924 Nos. 3, 4], Michigan [No. 276], Minnesota [ch. 160], New Mexico [ch. 4], North Dakota [ch. 240], Oklahoma [1923 Ex. ch. 2].

parole of three members "to determine when and under what circumstances a prisoner sentenced to an indeterminate sentence shall be paroled." The parole officer keeps a record of paroled prisoners and has general supervision of them. The act also regulates the method of applying for parole and requires an investigation of the life of the prisoner. Massachusetts 1926 ch. 320 also requires the securing of similar information to be furnished by the probation officers. New York 1926 ch. 736 requires the board of parole to make an investigation of the life and record of the convict applying for parole and adds a new section which makes commutation of sentence discretionary with the board and forbids the release of any person from the state prison until after 1 year, or reduction by commutation in case of a person confined in the penitentiary, until after 3 months. Life terms can not be diminished by commutation or compensation. New York 1926 ch. 737 allows parole only after the minimum sentence has been served, but permits the reduction of sentence by commutation for good conduct. The act forbids the reduction of the terms of convicts by compensation. Mississippi 1926 ch. 147 deals with paroles and makes a person who fails to surrender at the specified time an escaped convict. The same applies to the violation of a suspended sentence or pardon on condition. Louisiana 1926 No. 311 provides for commutation of sentence. Second termers are not eligible. Life terms may be commuted by the governor on approval of the general manager and board of pardons, but the term shall not be reduced to less than 10 years and 6 months. Kentucky 1926 ch. 154 makes it unlawful for judges to suspend judgment or stay execution in a misdemeanor case after the judgment is final except in specified cases. It is made the duty of each circuit judge to grant parole to a prisoner who has been confined in jail for 12 months for a misdemeanor. Kentucky 1926 ch. 152 provides that application for parole of felons may be made after serving one-half of a term under 10 years, after 6 years on 10 to 21 year terms and after 8 years on others over 21 years or for life. Massachusetts 1926 ch. 271 forbids the putting on probation or suspending the sentence of felons who have previously been convicted of felony. Louisiana 1926 No. 222 is an indeterminate sentence law in respect to certain specified criminals, which requires that the minimum of the sentence shall not be less than the minimum term of imprisonment fixed by the statute or more than two-thirds of the maximum. The district judge is to attach to the judgment a short statement of the crime committed and of the character of the person sentenced. Illinois 1925 p. 502 vests in the department of public welfare the duty of prescribing rules and regulations for the diminution of sentence. South Carolina 1925 No. 40 is the usual indeterminate sentence act, fixing the maximum

and minimum terms and allowing the board of pardons to parole. South Dakota 1925 ch. 276 repeals the law prohibiting petitions for parole and ch. 277 permits parole only after the prisoner has served three-fourths instead of one-half of his sentence and only on recommendation in writing of the judge who sentenced him or his successor. North Carolina 1925 ch. 29 authorizes the governor to appoint a commissioner of pardons to assist him in his duty in respect to pardons. Rhode Island 1926 ch. 868 adds to the parole board the attorney general and the warden of the state prison.

The commitment of delinquent children is regulated by Louisiana in 1926. No. 175 provides that all white girls between 12 and 19 adjudged delinquent or dependent are to be committed to an industrial school for an indeterminate period not to exceed the 19th year. Under No. 285, males 17 and under within the jurisdiction of the juvenile court may also be committed for an indefinite sentence, but never beyond 21. Both acts require the classification of boys and girls, but there is a curious distinction in the matter of release. The boys may be unconditionally released by the committing court on recommendation of the board of the training school, while girls may be paroled by the committing court on recommendation of the board.

Convict labor is also of considerable importance. North Carolina 1925 ch. 163 reorganizes its prison department under a board of seven members appointed by the governor and senate. Contracts for prison labor may be entered into, but the board is authorized to employ the convicts directly, and dispose of their work for public purposes or in the open market. Kansas 1925 ch. 253 authorizes the state business manager to sell all surplus supplies raised or manufactured by any state institution. Wisconsin 1925 ch. 386 authorizes the manufacture of auto plates and highway signs in the state prison and their sale to other states or the government or in the open market. In fixing the price to the state of Wisconsin, the value of the labor of each prisoner is at the rate of $1.25 a day, of which 25 cents may be allowed to the prisoner. Pennsylvania 1925 No. 167 authorizes the payment of wages not over 20 cents a day to the inmates of certain penitentiaries performing labor for the institution. Indiana 1925 ch. 113 provides that in case of persons convicted of wife or child desertion the convict must be employed at a fixed wage, which after the deduction of the cost of maintenance is to go to the wife or child of the prisoner. Kentucky 1926 ch. 150 authorizes employment of prisoners on highways and the payment to them of certain wages. Louisiana 1926 No. 290 authorizes the highway commission to contract with the penitentiary to do work at the minimum price offered by a contractor bidding on the work offered. Kentucky ch. 151 authorizes the lease or purchase of farms

for the employment of convict labor. In 1926, Virginia ch. 214 establishes a prison farm for "defective misdemeanants" and Louisiana No. 203 allows two or more parishes to create prison districts to maintain farms. Florida 1925 ch. 10271 authorizes the establishment of industrial plants in state hospitals and industrial schools. Oklahoma 1925 ch. 195 encourages prison work by repealing the act requiring the labeling of convict-made goods and New Jersey 1926 ch. 83 requires the marking of goods made by prison labor in New Jersey or any other state and makes it a misdemeanor to violate the act.

Miscellaneous regulations for prisons and prisoners were enacted. Louisiana 1926 No. 77 makes it an offense for any person when arrested by a police officer to refuse to accompany him to jail. Maine 1925 ch. 186 provides that assaults on employees of prisons or escapes therefrom, or attempts to do so, may at the discretion of the court be punished by imprisonment for any term of years, commencing after the imprisonment for the former sentence. Wyoming 1925 ch. 107 prescribes a penalty of a fine of not over $500 or three years in the state penitentiary or both for mistreatment, cruelty or misconduct toward inmates of reformatories, charitable institutions, or insane asylums. Vermont 1925 No. 136 requires prison officials, except in case of imminent danger of escape, to admit a practicing attorney to see the prisoner alone. A notice of this right is required to be posted in the rooms of the jail. New Hampshire 1925 ch. 57 punishes taking into or out of or concealing in a prison any article forbidden by the prison rules. Louisiana 1926 No. 183 authorizes the judge who convicts a person to order the forfeiture and destruction of weapons found in his possession. Massachusetts 1926 ch. 225 authorizes the taking of stolen property from prisoners and its return to the owner. If unclaimed within six months, it may be sold. Washington 1925 Extra ch. 100 allows unclaimed personal property in possession of police authorities in cities of the first class to be sold if unclaimed for a certain specified time and appropriates the money for the police pension fund.

COURTS

Judges of district courts in Minnesota who are mentally or physically incapacitated to do their work for six months may be retired by the governor, under 1925 ch. 281, but only after judicial review by three district court judges and by the supreme court. Colorado 1925 ch. 168 pensions supreme court judges [44] of 60 years of age who have served

[44] Other citations are: Arkansas [1923 No. 338], Florida [Rev. Gen. Stat. §2957], Illinois [1919 p. 413], Louisiana [Const. Art. 7 §8], Maryland [Const. Art. 26 §46], Massachusetts [Gen. Laws ch. 486 §3], New Jersey [Comp. Stat. p. 3787, Supp. p. 2568], New York [Const. Art. 6 §12], North Carolina [1921 ch. 125], Rhode Island [Gen. Laws ch. 416], Virginia [Code §3464].

10 years at $3,000 per annum. Michigan 1925 ch. 122 pensions them at 75 after 16 years' service at a rate of $5,000. Tennessee 1925 ch. 11 fixes the salaries of its supreme court judges at $7,500 and awards the judges of courts of civil appeals and circuit court judges $6,500 and $5,000 respectively. California 1925 ch. 221 provides that judges of the district courts of appeal shall receive $8,000 a year and ch. 114 raises the supreme court to $10,000.

A judical council is established by Washington 1925 Extra ch. 45 [45] to consist of the chief justice and one other judge of the supreme court, two superior court judges, two members of the legislature and three members of the bar, one of whom is to be a prosecuting attorney. North Carolina 1925 ch. 244 creates a judicial conference composed of the judges of the supreme and superior courts, the attorney general and a certain number of practicing attorneys.

The rule-making power of the courts appears to have been extended. Delaware 1925 ch. 216 gives the chancellor the power to make all necessary rules and orders with respect to the time for returning and answering subpœnas. Another Delaware act ch. 226 puts the rule-making power as regards law actions of a civil nature in the hands of the chief justice and the associate judges of the state. Vermont 1925 ch. 49 authorizes the judges of the probate court to establish and amend general rules of practice for the probate courts. Massachusetts 1926 ch. 138 allows the superior court to make rules to regulate equity cases. Formerly the general rules in equity of the supreme court were as far as applicable the rules of the superior court. Washington 1925 Extra ch. 118 authorizes the supreme court to make rules and prescribe forms of process in all of the courts of the state.

Specialized courts are becoming a feature of our developing judicial system. New Jersey 1926 ch. 204 authorizes the legislature to create criminal judicial districts in any county or contiguous counties having a population of over 50,000. Rhode Island 1926 ch. 860 extends the power of juvenile courts to dependent and neglected children, including habitual truants and children under 18, whose parents desire to be relieved of their care or have no one to provide for their support or who are unable to earn their living, and also abandoned children or children with improper homes or children defective in mind. New York 1925 ch. 227 amends the children's court act to take care of physically handicapped children and others who are totally or partially incapacitated for education or remunerative occupation. Oklahoma 1925 ch. 128 creates courts in certain counties to cover family cases and divorce cases concurrently with county and district courts. New Jersey 1925 ch. 225 allows municipalities or counties to set up small claims divisions in the district courts. Vermont 1925 No. 43 is a small claims

[45] Other states having judicial councils are: California [1925 p. 1369], Maryland [1924 p. 549], Massachusetts [1924 ch. 244], Ohio [1923 p. 364], Oregon [1923 ch. 149, 1925 ch. 164].

court act.[46] Indiana 1925 ch. 169 allows the governor, on request of the prosecuting attorney in a city of the first class, to appoint a special city judge to aid in clearing a congested calendar, and Nebraska 1925 ch. 76 provides for the appointment of six supreme court commissioners to assist the supreme court. Chapter 77 permits the governor to appoint a substitute for a municipal judge who is unable to act. Delaware 1925 ch. 218 punishes any justice of the peace who makes a false statement approving an account of money received by him in his official capacity. New Jersey 1926 ch. 86 provides that any justice or magistrate who holds court on the highway or any place but his regular office is guilty of a misdemeanor.

Pennsylvania 1925 ch. 15 provides that when a question of jurisdiction is raised in a court of first instance it shall be determined preliminarily on the pleadings or with the aid of depositions and permits an appeal from such determination. Indiana 1925 ch. 19 attempts to do away with unnecessary technicality in procedure by providing that the erroneous designation of parties shall not affect appellate jurisdiction. Oregon 1925 ch. 80 no longer requires judges in equity suits to make findings of fact unless requested to do so by a party to the trial. Wyoming 1925 ch. 122 requires judges of the district courts to serve on the parties or their attorneys copies of all orders and judgments signed by them, whether signed within or without their respective districts. Oklahoma 1925 ch. 274 requires the clerks of the state courts to furnish the Senate with the civil and criminal dockets of the district courts of their respective counties. Louisiana 1926 No. 111 allows the defendant in all cases, except in the parish of Orleans, to require the plaintiff, opponent or intervenor to give security for costs; on failure to do so the court dismisses as in case of nonsuit.

Massachusetts 1926 ch. 187 dispenses with an oath or affirmation in the case of any written statement required by law to be verified before a magistrate, notary public or special commissioner if the statement contains a written declaration that it is made under the penalties of perjury. Any person making the declaration is guilty of perjury if the statement is willfully false in a material matter. The chapter does not apply in a judicial proceeding or in a proceeding in a court of justice.

CRIMINAL PROCEDURE

The searching of private premises by public officers without a warrant is made unlawful by Texas 1925 ch. 149 and officers so offending are subject to fine and/or imprisonment. Nevada 1925 ch. 10

[46] Other examples of small claims courts authorized by statute are: California [1921 ch. 125, 1923 ch. 236, 449], Idaho [1923 ch. 177], Kansas [1913 ch. 170], Massachusetts [1920 ch. 553, 1925 ch. 132], Minnesota [1921 ch. 317], Nebraska [1919 ch. 191], Nevada [1923 ch. 149], New Jersey [1913 ch. 346, 1920 ch. 203], Oregon [Laws §948-33], South Dakota [1921 ch. 187].

severely penalizes the making of false affidavits for the purpose of obtaining a search warrant or a warrant for arrest.

Bail received considerable attention in 1926. New York ch. 419 is the most noteworthy. The law allowing bail in certain serious cases only by judges of higher courts is extended to cases of recidivists. And the admission to bail of a person charged with a felony or certain misdemeanors until after fingerprints have been taken "to ascertain whether he has previously been convicted," is forbidden. Massachusetts ch. 320 also is directed toward putting in the hands of the magistrate or judge all the information possible before bail or sentence. The act requires the court to obtain from a probation officer all available information relative to prior criminal prosecutions of the prisoner before the amount of his bail is fixed in case of an offense punishable by imprisonment for more than a year. New York ch. 418 requires the filing of affidavits with bail bonds to show what security or indemnity has been promised or given the surety and to give particulars in respect to any person who has agreed to indemnify the surety against loss. An indemnity agreement or promise of an indemnitor can be enforced only with respect to the agreement set forth in the affidavit. By Massachusetts ch. 340 the definition of professional bondsmen is extended from persons receiving payment as bail to include persons becoming bail on more than three separate occasions in any 12 months' period. Such bondsmen must be registered by the superior court or a justice and the registration shall be revoked in case they fail to satisfy judgments on bonds within 30 days. Louisiana No. 115 makes it a felony to transfer or encumber in any way to the prejudice of the state or with intent to defraud any real estate given for bail. Michigan No. 17 regulates the method of pledging real estate by sureties on criminal bonds and makes the pledge a lien on the real estate. Virginia ch. 327 amends the act in relation to recognizances in criminal cases to continue such recognizances in effect until charge is finally disposed of or declared void by order of court. Formerly it was only for the appearance of the person to answer for the offense. New York ch. 478 requires the district attorney to proceed against a surety within 60 days after the adjournment of the court at which the bail was directed to be forfeited. Formerly he was permitted at any time to proceed, but not required to do so. Application for remission of forfeiture must be made within 1 year after forfeiture. There was formerly no time limit.

Indictment was treated by New York 1925 ch. 597, which now permits a defendant who has been held to answer to be proceeded against by information instead of by indictment, if the defendant consents. New Mexico 1925 ch. 145 requires felonies to be prosecuted by indictment or information and misdemeanors by infor-

mation. An indictment can be found by 8 out of 12 jurors. South Dakota 1925 ch. 197 amends its criminal law to permit the charging in separate counts that one crime has been committed in a different manner or by different means, and where the acts complained of may constitute different crimes such crimes may be charged in separate counts in the same indictment. Washington 1925 Extra ch. 109 permits the joining of charges arising from the same act or different acts in one indictment. The law further permits the court to provide that sentence shall run concurrently where a person is convicted of two or more offenses set forth as separate cases in one indictment or information. New York 1926 ch. 461 permits defendants jointly indicted to be tried separately or jointly in the discretion of the court. Formerly either defendant might require separate trial. Massachusetts 1926 ch. 227 allows the court on motion of the prosecuting officer to order a complaint or indictment amended in relation to allegation of particulars as to which the defendant would not be prejudiced in his defense. Tennessee 1925 ch. 1 extends the inquisitorial power of the grand jury to violations of the prohibition laws. The Virginia anti-trust law is amended by 1926 ch. 171 by striking out the provision that in any indictment or information or complaint it is sufficient to state the purpose of the trust and that the accused was a member of, acted with or in pursuance of it or aided it without giving its name or description or how, where or when it was created.

Change of venue is regulated in criminal proceedings by North Dakota 1925 ch. 121, which permits a change in case of bias even in the preliminary examination. A novel scheme of selecting a new judge where the motion to change venue is granted is provided for by Indiana 1925 ch. 88. The court nominates three persons, each of whom must be either a judge or a member of the bar, whose names are to be submitted to the parties to the suit. The state and the defendant may each strike off one name and the survivor presides at the trial.

Pleadings are altered in North Dakota by 1925 ch. 126, which provides that the transcript on appeal in criminal and civil cases shall be the same in substance. Delaware 1925 ch. 239 attempts to simplify the pleadings in criminal actions by providing that they need not comply with the requirements of the existing common and statutory law, but shall be sufficient if they inform the accused of the nature and cause of the accusation against him. Montana 1925 ch. 87 provides that where the defense to a criminal charge is insanity it must be proved by the defendant by preponderance of testimony, but the defendant may before the jury is obtained have his sanity or insanity determined by the district court. Under Hawaii 1925 No. 114 persons indicted for a capital offense or second

offense and pleading insanity are committed to an institution for examination for 10 days. A report is to be made to the court, who, if it deems it conclusive of insanity, may enter a nolle and commit the person to the institution, or it may direct the trial to continue and the jury shall then determine issue of mental irresponsibility. Minnesota 1925 ch. 136 forbids the entering of a plea of guilty by a defendant unless he is represented by competent counsel. Chapter 29 authorizes the creation of a public defender in certain counties to appear on behalf of criminals unable because of poverty to employ counsel.

Procedural changes were made by Washington 1925 Extra ch. 150. A provision requiring the prosecuting attorney to file a list of witnesses is amended to require the defendant also to file a list and to permit additional names to be added by either side only on order of the court. Another change provides that no pleading other than indictment, information or complaint is required on the part of the state and that when such pleading is filed the defendant must plead without further proceedings on the part of the state. The application for a new trial, instead of being made before judgment, must be made within two days after the verdict of guilty is returned. A new section gives the state the right of appeal if the error is in setting aside or sustaining a demurrer to an indictment or information, an order arresting judgment, granting a new trial, abating, determining or discontinuing the action except by acquittal. The provision requiring the names of witnesses examined before the grand jury to be inserted at the foot of the indictment is repealed.

Numerous other changes in procedure were made. Massachusetts 1926 ch. 228 permits the court on motion of the district attorney to order that the trial of any specified case of crime shall take precedence over all other cases. Chapter 329 permits a justice of the superior court to extend to any felony the provisions for the elimination of delay previously applicable to cases of indictments for murder or manslaughter. Questions of law in criminal cases are to be argued before civil cases are argued. Utah 1925 ch. 49 cuts down from 30 to 10 days the time which may elapse between the commencement of a criminal proceeding and the arraignment of the defendant. Louisiana 1926 No. 31 entitles the defendant to a formal arraignment, which consists in reading to him the indictment, information or affidavit and the ascertaining of his plea, but the defendant may waive arraignment, and the failure to formally arraign shall not be questioned after he has announced his readiness for trial. Minnesota 1925 ch. 137 permits the defendant to waive the reading of the indictment to him. New York 1926 ch. 417 changes the order of the trial. Formerly the district attorney had to offer evidence in support of the indictment after opening. Now the defendant must open his defense

after the district attorney, and after the defendant's opening the district attorney offers evidence followed by the evidence of the defendant. Kentucky 1926 ch. 153 makes it the duty of the judge to instruct the jury as to the law which authorizes it to provide in its verdict that the defendant must work at hard labor until the fine and cost of imprisonment is satisfied. Massachusetts 1926 ch. 245 requires the district attorney to move for sentence within 7 days before adjournment of the sitting after plea of guilty in a case of felony not punishable by death, wherein no question of law has been reported for decision to the supreme court. New Mexico 1925 ch. 144 prescribes the procedure to be followed prior to the commitment of a defendant. Michigan 1926 No. 15 creates a "commission of inquiry into criminal procedure." Louisiana 1926 No. 67 provides that criminal prosecutions in felony cases shall be nol-prossed after 6 years and in misdemeanor cases after 2 years, if the defendant has not been brought to trial unless such trial has been avoided by absconding or dilatory pleas or legal continuances.

Witnesses in criminal cases are dealt with in 1926 by New York and Massachusetts. New York ch. 415 is important from an international point of view, as it extends to countries bordering on the state the provision authorizing the sending of witnesses on subpœna from the state to testify in the courts of such country if such country has made a corresponding provision in respect to witnesses wanted in New York. Massachusetts ch. 230 amends the law providing for punishment for failure to attend as witness by making the penalty in case of a criminal prosecution a fine of not more than $200 or imprisonment for not more than one month, while in other cases the old penalty of $20 remains. Texas 1925 ch. 27 permits depositions of persons convicted of felony and confined in a penitentiary to be taken, as in other criminal cases, even though the deponents can not testify in person, and ch. 28 provides that conviction of a felony shall not disqualify a witness from testifying in civil cases. Chapter 49 forbids the admission in a criminal case of evidence obtained in violation of the laws of the United States or of Texas. Nebraska 1925 ch. 100 denies to a witness in a gambling crime the privilege of refusing to testify because his testimony will incriminate him, but the testimony "unless voluntary" is not to be used against the person so testifying.

Appeal on behalf of the state is allowed under New York 1926 ch. 445 on an order of the court granting a motion in the minutes of the grand jury dismissing the indictment. Massachusetts 1925 ch. 279 attempts to expedite the appeal process in murder and manslaughter cases by allowing the defendant to file his claim of appeal with the clerk of the court, who transmits to the appellate court the necessary appeal record which operates as the assignment of error. Kentucky 1926 ch. 34 permits appeal to the court of appeals by defendants or

commonwealth in case of prosecutions for misdemeanor when the judgment was a fine for at least $50 or imprisonment exceeding 30 days. The court must refuse the appeal if it appears that the substantial rights of the appellant were not prejudiced. New York 1926 ch. 464 requires the defendant to whom has been granted a stay of execution to surrender himself in execution of the judgment if an appeal has not been argued or submitted to the appellate court within 90 days after the granting of the certificate, unless the court where the appeal is pending on notice to the district attorney extends the defendant's time to argue the appeal. Formerly the district attorney was obliged to apply to an order vacating the certificate in case the appeal was not argued within a specified time. New York 1926 ch. 416 shortens from 1 year to 30 days and Utah 1925 ch. 103 from 2 months to 30 days the time in which appeals in criminal cases must be taken. North Dakota 1925 ch. 125 reduces from 1 year to 6 months the time for appeal to the supreme court. Virginia 1926 ch. 81 requires justices of the peace in certain cases, on application of the defendant and on filing a written statement under oath that he is not guilty, to remove a warrant to the circuit or corporation court. Florida 1925 ch.10098 provides that supersedeas granted in habeas corpus proceedings shall not operate as a stay of the prosecution of the defendant.

Extradition of criminals from other states is further restricted by Illinois 1925 p. 414.

CIVIL PROCEDURE

Actions by and against incompetents and insane are regulated by New Mexico 1925 ch. 22. Procedure in application for writs of mandamus are regulated by Delaware 1925 ch. 213. North Dakota 1925 ch. 120 codifies the procedure to be followed in the settlement of estates. Wyoming 1925 ch. 5 permits an uncontested will to be admitted to probate on testimony or affidavit of the subscribing witness. Formerly only the testimony of the subscribing witness was sufficient grounds. Wyoming 1925 ch. 30 permits any number of persons claiming separate statutory liens of the same nature and priority on the same property to join in one action in which their respective claims may be determined in one judgment. However, before the one judgment is rendered the court may order a separate trial as to each lien asserted. Under Massachusetts 1926 ch. 177 a final decree in suits in equity is to be entered, although exceptions have been taken or a bill of exceptions filed and allowed, but execution of the decree may be stayed until the exceptions are disposed of unless the judge finds them immaterial, frivolous or intended to delay. New York 1925 ch. 242 permits the court in an action by an infant for personal injuries to order the payment of the proceeds of the action to a parent or other person with whom the infant resides or who has an interest in his benefit, where such proceeds after the deduction of attorney's fees and

costs do not exceed $150. Kentucky 1926 ch. 190 provides that contribution among wrongdoers may be enforced where the wrong is a mere act of negligence and involves no moral turpitude.

Service of papers by mail even though sender and recipient reside in the same town or city is permitted by South Carolina 1925 ch. 17. Nevada 1925 ch. 60 defines legal notices and requires that they be published in a newspaper of general circulation, printed in whole or in part in the county in which the notice is required to be published.

Nevada 1925 ch. 26 denies the plaintiff the right to dismiss his case before trial where affirmative relief has been sought in the cross complaint or answer of the defendant. New York 1925 ch. 493 provides that for the purpose of determining the place of trial of a civil action a person having or maintaining a residence in more than one county shall be deemed a resident of either county. The rights of officers and members of the Virginia General Assembly to have continued any case in which they are counsel is extended to any case in which they are a party by 1926 ch. 9.

Pennsylvania 1925 No. 236 provides that testimony in ejectment proceedings may be introduced in evidence in subsequent suits involving the same titles if the witnesses in the original proceeding have died or become disqualified. New York formerly provided that if proof is taken on the oath of an interested or incompetent witness a conveyance can not be taken in evidence until its execution is established by other competent proof. Laws 1926 ch. 387 amends this provision by excepting the case where a title to land affected by the conveyance has passed to a subsequent purchaser for valuable consideration. Oregon 1925 ch. 50 provides that no exception need be taken to any ruling on an objection to the admissibility of evidence in the course of a trial. The question asked by counsel or any other offer of evidence together with the objection of opposing counsel and the court's ruling are to be entered in the minutes and the entry thereof imports an exception by the party against whom the ruling is made. California 1925 ch. 156 provides for the appointment of an expert by the court, at the request of either party or on its own motion, to investigate and testify as an expert in civil or criminal cases. They are paid by the county in criminal cases; in civil cases their fees are allowed as costs. Florida 1925 ch. 10237 permits a party to introduce in evidence a certified copy of the relevant portion of an instrument, rather than the entire paper.

Appeals to the supreme court must be taken within six months instead of one year by Mississippi 1926 ch. 153. Under New York 1926 ch. 385, if a defendant appeals from a judgment entered for a less amount than the verdict after trial by jury, the appeal court may increase the amount of the judgment to not exceeding the amount of the verdict. Wyoming 1925 ch. 4 permits either party

to demand a jury trial in case of an appeal from a district court, but provides that this right may be waived by failing to ask for such a trial. Louisiana 1926 No. 10 authorizes a party within three judicial days after judgment to ask for a rehearing, which must be granted if there is good cause, and authorizes judges of district courts to revise their judgment by granting a rehearing. South Carolina 1925 ch. 54 permits the clerk of the court to order a reference on issues of law or fact in default cases.

NEW JUDICIAL REMEDIES

Arbitration is regulated by Hawaii 1925 No. 276, which makes enforceable agreements to submit controversies on written contracts or agreements to arbitration. Massachusetts 1925 ch. 294 permits parties to contract to agree that future controversies arising therefrom shall be arbitrated. California 1925 ch. 408 authorizes the use of the injunction to prevent breaches of marketing contracts between cooperative associations and their members. Iowa 1925 ch. 185 applies the statute of frauds to sales of goods and choses in action, and Mississippi 1926 ch. 152 amends the statute to require the authority of an agent to be in writing to conclude an agreement not to be performed within 15 months. The statute of limitations of Minnesota is amended by 1925 ch. 113 to include in the 2-year rule all actions against physicians, hospitals, etc., for mistake or "failure to cure," whether based on contract or tort. South Dakota 1925 ch. 217 fixes a 15-year limitation on actions to foreclose real-estate mortgages and provides that at the expiration of that period the mortgage shall be presumed to have been paid. Florida 1925 ch. 10222 in order to prevent multiplicity of actions permits any number of persons, interested in removing the same cloud or quieting title against the same claimant to property, to unite in a single bill and obtain a single decree, though their interests arise from the ownership of different portions of the land to which claim has been made. New Mexico 1925 ch. 21 permits a person claiming a lien on property to bring suit to quiet the title thereto, and Missouri 1925 p. 138 authorizes a life tenant or other person having the right to the immediate use of property to sue in equity for the sale thereof, and the investment of the proceeds as a trust fund. Indiana 1925 ch. 61 provides for the collection of unsatisfied judgments out of debts, earnings, profits or income from trust funds payable to judgment debtors. Upon service of the garnishment process the judgment becomes a lien upon funds thereafter coming into the hands of the garnishee to an amount not exceeding 10 per cent of such funds until the judgment is paid. Utah 1925 ch. 108 adds to the class of persons entitled to the attachment of property prior to the maturity of a claim a plaintiff who shows probable cause for believing that he will lose his claim unless the writ of attach-

ment is issued. Illinois 1925 p. 504 provides that any proceeding brought under the subrogation provision of a contract or by subrogation by operation of law shall be brought either in the name of or for the subrogee. Rhode Island 1926 ch. 798 requires the release of attachment on the giving of a bond for satisfaction of execution or by the payment of the amount of the damages into court. Under Virginia 1926 ch. 331 in an action on a small claim for tort a defendant may file a cross claim averring that the plaintiff is liable in tort to the defendant for injury arising out of the same transaction, and it shall be tried as part of the original case. The same state by ch. 507 amends its admiralty tort law to permit the survival of a right of action after the death of the wrongdoer. Chapter 504 amends the act relating to a surety's remedies against his principal for money paid on any judgment or execution by substituting the person paying to all the rights and remedies of the creditors for the collection of the amounts paid. Kentucky 1926 ch. 160 allows a court, after finding by a jury, to enter an order "restoring to his proper senses" a person who has been adjudged of insane mind and giving him all the rights of a citizen. Rhode Island 1926 ch. 784 forbids an execution against the body of a defendant or writ of arrest to issue in action of trover or trover and conversion, based on conditional sale, lease or consignment of personal property unless ordered by a justice of the superior or district court.

ATTORNEYS

A state board of law examiners is created by Florida 1925 ch. 10175, and a similar board in Wyoming by 1925 ch. 51 is given general power to enforce the laws on attorneys, disbarment, etc. Arizona by 1925 ch. 56 requires a certificate from its state board of law examiners before an attorney from another state can be admitted to practice, and such an attorney must also present certificates of good standing from the jurisdiction in which he has previously practiced. Non resident attorneys may be admitted on motion to assist local counsel in a trial or individual action. New Mexico 1925 ch. 24 provides that practitioners of law must be actual residents of the state but allows nonresidents to assist local counsel in trials. South Carolina 1925 ch. 41 permits the admission to its bar without examination of a graduate of the law school of any university in the state which is a member of the Association of American Law Schools. Arizona 1925 ch. 32 defines the duties and obligations of attorneys at law and the circumstances under which they may be disbarred. New Mexico 1925 ch. 100 provides for the organization of the state bar and its government through a board of nine members elected by the bar. The board is authorized to fix the qualifications for admission, to make and enforce rules respecting the conduct of members, its decisions upon questions of suspension and disbarment being subject to review by the supreme court. An

annual license fee is imposed. New York 1926 ch. 210 incorporates the Association of the Customs Bar. Kansas 1925 ch. 133 provides that the law levying a tax on attorneys for establishing law libraries in counties shall take effect only when a majority of the members of the bar in such counties elect to come under it. Idaho 1925 ch. 86 establishes three state law libraries under the control of the supreme court to be supported by fees paid by attorneys on their admission and by fees paid by notaries on their appointment to office. New York 1925 ch. 236 recognizes the official status of the committee on fitness and character in New York City and makes appropriations for the expenses of such committees. Indiana 1925 ch. 176 forbids anyone not admitted to practice to advise any person to bring an action for damages in which the person advising shall receive from the plaintiff or his attorney compensation contingent upon the amount recovered, or in which the compensation of the plaintiff's attorney is to depend on the amount recovered. Wyoming 1925 ch. 108 and Michigan 1925 No. 280 prohibit the soliciting of personal injury claims. New York 1925 ch. 97 increases from $500 to $1,000 the maximum compensation which a court may allow counsel assigned by it to defend a criminal case. Kentucky 1926 ch. 15 prohibits judges from being partners in a law firm.

JURIES

In 1925 exemptions from jury service are granted to teachers, dentists, telephone operators, registered pharmacists and men employed in the operation of trains by Nevada ch. 63, to optometrists by Oregon ch. 148, to members of organized reserves, the Army and National Guard and all persons receiving Government disability compensation by Montana ch. 51, to persons engaged in transportation service of railroads by South Carolina ch. 27 and registered pharmacists by South Dakota ch. 132. Women may have their names removed from the jury lists [47] by Oregon 1925 ch. 148. Nevada 1925 ch 63 permits a woman to claim exemption before January 1. New Jersey 1925 ch. 100 exempts mothers of minors. Colorado 1925 ch. 128 no longer permits a person who had declared his intention of becoming a citizen to serve on juries, nor a person who speaks only the "Spanish or Mexican" language; he must speak English to serve. By Washington 1925 Extra ch. 191 the jury lists of counties are to be made up by the judges instead of the county clerk and are to contain a "sufficient number of qualified persons of fit character and intelligence." Under Massachusetts 1926 ch. 193 the names of persons convicted of a felony or of an offense punished by imprisonment for more than a year instead of those guilty of scandalous crime are to be stricken from

[47] Of the states which permit women to serve on juries, i. e., Arkansas, California, Delaware, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Michigan, Minnestoa, Nevada, New Jersey, North Dakota, Ohio, Oregon, Pennsylvania, Washington, Wisconsin the following grant certain special exemptions: Arkansas, Delaware, Kansas, Louisiana, Nevada, North Dakota, Oregon, Washington, and Wisconsin

the jury list. Peremptory challenges are regulated by Oregon 1925 ch. 307. Massachusetts 1926 ch. 192 reduces the number of peremptory challenges of the defendant in case of crime punishable by death or life imprisonment from 22 to 12. By Montana 1925 ch. 4 the state now has as many challenges as a defendant in a criminal case, instead of one-half as many. Connecticut 1925 ch. 63 allows a party to examine a juror in a criminal case to the same extent as in civil actions and permits a judge to excuse a juror if he thinks he can not render a fair and impartial verdict. Utah by 1925 ch. 19 allows one additional juror as an alternate in a case involving felony.

PROPERTY

Zoning [48] is noteworthy under this title, new laws having been enacted in 1925 by Arizona ch. 80, Connecticut ch. 242, Idaho ch. 174, Maine ch. 209, Missouri p. 307, Nebraska ch. 45, New Hampshire ch. 92, Utah ch. 119 and in 1926 Virginia ch. 197. Rhode Island 1925 ch. 643 extends its existing law to all towns and cities in the state and Kansas 1925 ch. 100 grants the power to zone to all first and second class cities. New York 1926 ch. 714 and ch. 715 are new zoning laws applicable to parts of towns outside the corporate limits of villages and cities. Louisiana 1926 No. 240 converts the statute giving authority to cities of 50,000 to regulate buildings and limit areas for trades into a zoning law. Georgia 1925 p. 337 allows counties of not less than 200,000 inhabitants to establish restricted residence districts on petition of 60 per cent of the owners of the real estate in the district. Pennsylvania 1925 ch. 200 now provides for boards of appeals to pass upon decisions of inferior zoning authorities. Arizona 1925 ch. 79 regulates the subdivision of tracts of land outside of cities and towns of a certain size. Rhode Island 1926 ch. 804 and Louisiana 1926 No. 305 authorize cities and towns to create planning boards and Louisiana No. 339 authorizes the same cities to establish building lines in streets. New York 1925 ch. 394 extends to cities the power to regulate density of population in any given area. Louisiana 1926 No. 28 authorizes cities of 100,000 or more to provide local improvements at the expense of abutting property owners.

Formalities for the execution of instruments have been modified and some new practices introduced. South Carolina 1925 No. 1 provides that instruments affecting title to real or personal property shall be deemed constructive notice of possession only from the date of actual record, thus abolishing the earlier rule that notice given by such instruments, if recorded within 10 days from the date of execution or delivery thereof, related back to the latter date. No. 50 preserves the old rule for purchase money chattel mortgages. Pennsylvania 1925

[48] By the end of 1926 all the states except Montana, New Mexico, South Dakota, Vermont and West Virginia had some kind of zoning law.

No. 241 abolishes the necessity of a personal seal on instruments conveying or releasing lands. Number 327 requires the recording of all instruments in writing conveying real property. Ohio 1925 p. 18 no longer requires the use of the words of inheritance or succession in creating a fee simple estate. The same state by p. 268 together with Texas 1925 ch. 120 and Connecticut 1925 ch. 82 provide that the use of the word "trustee" following the name of a grantee or mortgagee, without the name of the cestui and without an express limitation upon the grantee's power, does not affect the grantee's right to dispose of the property to a purchaser free from the claim of any undisclosed beneficiary. Connecticut 1925 ch. 155 requires a married woman to state in an instrument conveying property the name under which she acquired the same. Montana 1925 ch. 14 requires assignments of real-estate mortgages to contain the assignee's post-office address. Kentucky 1926 ch. 147 forbids the recording of deeds or mortgages by which payment of indebtedness is secured unless the deed or mortgage states the date of maturity of obligations issued or to be issued thereunder. North Dakota 1925 ch. 1 creates an abstractors board of examiners to administer the laws regulating the abstracting of titles.

Liens are protected. Wisconsin 1925 ch. 313 permits any person having a lien on realty subject to a prior lien to pay such lien and increase his lien by the amount paid. Ohio 1925 p. 267 limits the duration of liens on property secured by record to 21 years. South Dakota 1925 ch. 216 regulates liens of materialmen. Louisiana 1926 No. 298 is a new mechanics' lien act. Kentucky 1926 ch. 183 requires builders to pay materialmen and laborers from payments made by the owner. Chapter 182 requires the owners of land or improvements, who have contracted for labor thereon and who sell or mortgage the property before the expiration of the time for recording the mechanics' or material men's lien thereon, to pay from the proceeds of the loans the sums due. Mississippi 1926 ch. 150 extends the mechanics' lien to architects. New Jersey 1925 ch. 33 provides that the liens of garages and repairmen shall not affect the priority of any lien held by virtue of a prior conditional sale contract or chattel mortgage properly recorded. A statute of limitations of 20 years from the record of a deed purporting to convey real estate is imposed by Florida 1925 ch. 10171.

Property charged with certain limitations was regulated in 1925. Michigan ch. 387 provides that when any person holding an interest in realty with others, whether as joint tenants or as tenants by the entirety, is judicially decided to be insane, all such persons shall thereupon become tenants in common, and a certificate of the judicial determination together with a description of the real estate affected may be recorded as notice of change of ownership. Montana ch. 8 now provides that a contract made by a person whose mental capacity

has been judicially determined shall be invalid except where the effect is to confer a beneficial interest on his estate. Texas ch. 134 permits courts to charge the real estate of minors with debts for improvements made to such real estate. New Hampshire ch. 121 permits courts to order the mortgaging of real estate subject to remainder, executory devise or power of appointment. South Carolina 1926 ch. 523 permits the state to be made a party defendant in any section affecting title to real estate when it appears that the state has a judgment lien but no money demand is made in such suit against the state. Service on the attorney general is sufficient service.

Mortgages of personal property continue to be the subject of legislation. New Mexico 1925 ch. 25 requires that chattel mortgages be filed in the office of the county clerk for the county in which the property mortgage is located or to which it is about to be removed. In the case of mortgages on cattle, sheep or motor vehicles a certificate is also required to be filed with the secretary of state. Minnesota 1925 ch. 68 requires a chattel mortgagee to deliver to the mortgagor at the time the mortgage is delivered a full, true and complete copy thereof, and prohibits the recording of a mortgage in which the mortgagor does not refer to and acknowledge the receipt of such copy. South Dakota 1925 ch. 109 makes a chattel mortgage invalid against creditors, subsequent purchasers or encumbrances in good faith after six years from the date of filing. Idaho 1925 ch. 76 prohibits mortgages upon crops to be planted more than two years after the execution thereof, but Florida by 1925 ch. 10279 permits their mortgaging while growing or to be planted. South Carolina 1925 ch. 57 eliminates the provision requiring the filing of mortgages of crops to be planted in one year and maturing in the ensuing year. Georgia 1925 p. 118 as amended by 1926 p. 44 provides that a bill of sale of a crop to cover advances shall pass title to the crop and shall not be construed as a mortgage.

Other mortgage provisions are found in Nebraska 1925 ch. 64, which provides that the date at which the statute of limitations in respect to the foreclosure of mortgages runs shall be the last date of the maturity of the obligation ascertainable from the record of the mortgage, or if there is no such date, then 20 years from the date of the mortgage. The mortgagee may extend his right to foreclose for an additional period of 10 years by refiling. Louisiana 1926 No. 186 authorizes lessees to mortgage their leases and interest in improvements on the leased premises and providing for record of such mortgages. New Jersey 1926 ch. 226 amends the act respecting notice of lis pendens by providing that the act shall not apply to bills for the satisfaction or foreclosure of a registered mortgage. The former law provided for formalities in respect to such suits.

Mortgaged personal property is protected by South Dakota 1925 ch. 110, which makes it a felony to dispose of or abandon such property without notice to the mortgagee. Oregon 1925 ch. 255 makes it a misdemeanor to sell, remove or destroy any building or improvement on mortgaged property, and New York 1925 ch. 280 penalizes cutting or removing wood on mortgaged land without the written consent of the record owner if the mortgage forbids such acts. Virginia 1926 ch. 382 amends its act on fraudulent conversion by expressly including motor vehicles and any other property on which a lien has been given, and Michigan 1925 No. 233 makes it a felony to remove a vehicle under a chattel mortgage, conditional sales contract or property note without the lender's or mortgagee's consent. The removal or sale of property acquired under a conditional sale or lease in Wyoming by 1925 ch. 49 or its removal, sale or concealment in Rhode Island by 1926 ch. 828 is punished criminally.

Landlords have a lien on crops for money and supplies used in their growing under Missouri 1925 p. 281. Louisiana 1926 No. 38 forbids anyone to enter a plantation in the nighttime and assist in moving any laborer or tenant without the consent of the owner. Massachusetts 1925 ch. 86 requires 30 days' notice in writing before an action can be brought to recover possession of premises occupied by a tenant at will or before a tenant can be dispossessed. Illinois 1925 p. 457 regulates the contents of leases by which "concessions" are made to tenants. Kansas 1925 ch. 208 gives to farmers the right to receive from their landlords the fair value of improvements erected pursuant to the lease. Nebraska 1925 ch. 133 makes it the duty of a lessee who has surrendered a lease of oil, gas or mineral land to execute a written surrender, if the lease has been recorded.

Agricultural associations may record their marketing agreements by Maine 1925 ch. 213. Colorado 1925 ch. 61 permits the recordation of crop rental leases and ch. 166 provides that no share contract relating to live stock shall be valid except as between the parties unless recorded in the county or counties where such stock is kept. California 1925 ch. 299 allows only a certain species of cotton to be grown in a specified portion of the state. Mississippi 1926 ch. 263 makes statewide the law requiring the fencing in of livestock.

Mine barrier pillars must be left along the boundary line of contiguous coal property by Wyoming 1925 ch. 70. Kentucky 1926 ch. 177 forbids the working of a coal mine within 5 feet of the boundary without the consent of the adjoining owner. Violators are liable in the penal sum of $500 to the person injured. A coterminous owner may examine the adjacent mine to see that the law is respected. Arkansas 1925 ch. 350 forbids the use of natural gas in the production of carbon black.

The right of eminent domain is granted to associations for memorial purposes by Kentucky 1926 ch. 103. Mississippi 1926 ch. 256 authorizes corporations with the right of eminent domain to enter and survey property, subject only to liability for damage done. Delaware 1925 ch. 197 requires that before a record of condemnation can be filed in an eminent domain proceeding the amount awarded must be paid or deposited in court. New Jersey 1925 ch. 72 makes a somewhat similar requirement with respect to the taking of real estate for improvements in cities of the first class, but gives to the city the right to abandon the improvement project if the damages assessed by the court are too great.

DECEDENTS' ESTATES

The law of descent is changed by New Jersey 1926 ch. 41. Real property held in fee by any married person goes to the surviving spouse if the owner dies without lawful issue. New York 1925 ch. 606 provides that in the absence of heirs the inheritance of an intestate decedent's property shall descend to the surviving spouse. North Carolina 1925 ch. 7 makes the husband the heir of the wife in case of intestacy. Virginia 1926 ch. 329 amends the act in respect to the distribution of the personal estate of married persons dying intestate. Formerly the survivor was entitled to one-third of the intestate left surviving "issue." The amendment strikes out "issue" and substitutes "children or their descendants" and puts children by legal adoption on the same basis as issue. Another change provides that where the intestate was a married woman and left only illegitimate children and their descendants her surviving husband is entitled only to one-third, where formerly he got all. Virginia 1926 ch. 190 adds to the list of articles that vest in the widow, minor children and unmarried daughters of a householder, property that would be exempt from levy, but only if the deceased were actually engaged in farming at the time of his death. Delaware 1925 ch. 201 now prefers mothers and fathers to sisters and brothers in the disposition of the estates of decedents and allows the mother and the father to share equally instead of having the father take all. Illinois 1925 p. 344 permits a surviving husband or wife who renounces the benefits of a decedent's will to receive in lieu of dower, as his or her absolute estate, one-third of each parcel of land owned by the decedent at the time of his death. Pennsylvania 1925 No. 372 extends to either parent the right to appoint by will a testamentary guardian for the estate left by such parent to a minor child. North Carolina 1925 ch. 264 makes charitable bequests valid even though indefiniteness or uncertainty of the beneficiaries or objects exists, and provides that the rule against perpetuities shall not apply to such bequests. Michigan 1925 No. 373 declares that no statutory or common law rule against perpetuities

shall invalidate a trust for "any lawful purpose beneficial to the public as a whole." Connecticut 1925 ch. 160 permits charitable trusts as to which no particular purpose or class of purposes is specified. Ohio 1925 p. 266 relieves a purchaser from the heirs of a decedent from the burden of paying the decedent's debts unless letters are granted within four years from the date of the death. Kansas 1925 ch. 181 allows the probate court at the request of a guardian to order the sale of real estate which is unproductive or an expense upon the estate. Illinois 1925 p. 1 amends the law relating to the discovery of property of a decedent by providing that where a court order is made for the delivery of any property it may be enforced by execution against the real or personal property of the person "thus ordered."

The administration of estates came in for some regulation. Wyoming 1925 ch. 43 and ch. 45 permit married women to act as executor and administrators. Nevada 1925 ch. 190 abolishes the rule that marriage extinguishes the authority of any executrix and provides that a married woman may be appointed as an executrix. In applying the same principle to an administratrix the legislature tempered its application by allowing the court, on petition of others who would be entitled to letters, discretion after marriage to revoke her letters. New Jersey 1926 ch. 119 states that marriage does not affect the authority of an administratrix. New York 1925 ch. 574 puts mothers and sisters upon equality with fathers and brothers for the purpose of obtaining letters of administration. Pennsylvania 1925 No. 371 equalizes the rights of widow and widower and also abolishes the general preference of males to females in obtaining letters of administration. Missouri 1925 p. 100 requires a probate court in case a will is contested to appoint as administrator the executor named in the will. The person so appointed is to act under the court's direction until an executor or legal administrator qualifies. New Mexico 1925 ch. 76 attempts to simplify the final accounting of executors or administrators by requiring that notice of the hearing of such account be given to all known heirs, devisees and legatees, and by authorizing such beneficiaries to file, in addition to their objections, an answer setting up the facts upon which their claims are based.

Wills may be proved under Montana 1925 ch. 94 by one subscribing witness or by deposition. If they can not be so proved, the court may admit the testimony of other witnesses to prove the sanity of the testator and the execution of the will; and as evidence of such execution, it "may admit proof of the handwriting of the testator and of the subscribing witnesses, or any of them." Illinois 1925 p. 608 allows the county court to admit the proof of the handwriting of any blind witness to a will in the same way as if the witness had died. Virginia 1926 ch. 322 allows the deposition of witnesses to prove handwriting if the will is entirely in the handwriting of the testator.

Wyoming 1925 ch. 7 repeals the act providing for the probate of nuncupative wills and by ch. 40 authorizes probate of holographic wills, made in or out of the state, whether witnessed or not, and permits proof as other private writings. South Dakota 1925 ch. 122 allows the courts to combine two or more estates in one probate proceeding where the beneficiaries are alike in each case. Idaho 1925 ch. 62 provides that where a will prescribes a plan for the settlement of a testator's estate, and stipulates that it shall be settled without court intervention, it is not necessary to take out letters testamentary, where the court is satisfied as to the solvency of the estate, or to take any other judicial proceeding except to admit the will to probate, to file a true inventory of the decedent's property and to give notice to the person collecting the inheritance tax and to creditors. The court enters a final order for distribution of property. Kentucky 1926 ch. 27 allows a court to vacate probate of a will if a later will is discovered and proceedings issued within 25 years after the death of the testator. Washington 1925 Extra ch. 104 provides that after the issuance of letters of guardianship in the estate of any minor, insane or incompetent person, anyone interested may receive written notice of proceedings in the estate on request. Connecticut 1925 ch. 92 requires the probate court to make a finding as to the domicile of the decedent at the time of the death, and allows any person interested in the estate to appeal from such finding.

Absentees are dealt with in several laws. Michigan 1925 No. 205 provides for the treatment of estates of persons absent for 7 years as though they were dead. Minnesota 1925 ch. 262 permits the appointment of a receiver of the property of any person who disappears and provides that at the end of 10 years the balance over what has been needed to support the absentee's family and pay its debts may be distributed as if he died intestate. New Jersey 1926 ch. 24 provides that in cases of persons absent 7 years and declared dead by the court, real estate which would have been subject to an estate by curtesy or dower of such person may be conveyed or encumbered free of curtesy or dower. Chapter 37 permits the husband or wife to make an application to declare a person dead. Formerly only the next kin could do so. Wisconsin 1925 ch. 108 attempts to prevent the prolongation of settlement of estates by providing that where a legatee or distributee can not be found the share due such person may be deposited with a local trust company for 7 years, when it shall be paid to whoever is entitled. Massachusetts 1926 ch. 3 amends the act providing for the settlement of the estates of absentees by providing that the state treasurer be made a party to every petition for settlement of such estate. South Carolina 1926 ch. 582 extends to cases of persons dying intestate, if the heir or beneficiary is absent, the same rule applying to cases of persons dying testate. Washington 1925

Extra ch. 80 allows the court to make an allowance out of the property of an absentee for the support of husband, wife, child, or children dependent on the absentee. Hawaii 1925 No. 190 allows an administrator or executor who can not discover heirs or legatees to give notice by publication and bars heirs or legatees who do not appear at the hearing and escheats their share to the territory.

DOMESTIC RELATIONS

The relations of husband and wife are developed and the rights of the latter are broadened. Married women may sue and be sued as if unmarried under South Carolina 1925 No. 171. Delaware 1925 ch. 228 makes a wife respond alone in damages for her torts and frees her husband. Montana 1925 ch. 83 and Nebraska 1925 ch. 75 allow either spouse to testify in actions against third parties in respect to torts against the marriage relation. Hawaii 1925 No. 164, relating to desertion, allows the evidence necessary to prove marriage or parenthood in a civil action sufficient in a criminal action and makes the husband and wife compellable witnesses against each other. By Kentucky 1926 ch. 29 one spouse may testify for or against the other in divorce actions, to prove concealment of a loathsome disease, in prosecutions for bigamy or child desertion. Louisiana 1926 No. 57 permits the service of process and certain proceedings to enforce the payment of notes secured by mortgage on community property when one spouse is dead, without making heirs of the deceased spouse parties, and permits action to be taken against the surviving spouse alone.

Property rights are regulated. Texas 1925 ch. 82 gives the wife the same control over community property if the husband is deceased or insane as he has if she is dead or insane. Oklahoma 1925 ch. 125 amends the statute allowing a widow damages in tort in case of the husband's death by substituting "spouse" for "widow," and ch. 124 authorizes an allowance to a "surviving spouse" instead of only a "widow" from a decedent's estate. Arkansas 1925 No. 149 abolishes the curtesy of England and allows a widower a third of his deceased wife's real property where she leaves descendants and one-half otherwise. Hawaii 1925 No. 274 amends the code sections giving a married woman complete control of her separate property by striking out the limitation that no sale or mortgage of real estate shall be valid without the written consent of the husband. New Jersey 1926 ch. 186 allows a married woman of 21 to execute and deliver an interest in real estate apart from her husband if the husband conveys his interest by a separate deed. Virginia 1926 ch. 523 allows the husband of an insane wife to encumber her real estate with the consent of the court with the same conditions under which he could formerly sell it. Louisiana 1926 No. 132 makes a married woman over 18 competent to contract debts and dispose of her separate and paraphernal property.

Parents, children and their mutual relations are taken up. Rhode Island 1926 ch. 853 makes the father and mother joint natural guardians of minor children and equal in all respects. New Jersey 1926 ch. 201 makes them equally entitled to a minor child's services and to bring action jointly for loss of wages or services caused by tort. New Mexico 1925 ch. 108 punishes child desertion by either parent or a person in charge by 6 months to 5 years' imprisonment and in case of death from 10 to 60 years as for second-degree murder. Vermont 1925 No. 52 extends to deserters of stepchildren and to adults who fail to support destitute parents the same punishment as deserters of children. California 1925 ch. 431 allows either parent to appoint a guardian of a child with the written consent of the other. Formerly only the father with the written consent of the mother could do so. The act also allows either parent without such consent to appoint a guardian in respect to property left by such parent. Hawaii 1925 No. 167 punishes criminally parents or guardians who allow, encourage, or abet the becoming delinquent or dependent of children in their custody. Rhode Island 1926 ch. 840 makes guilty of a misdemeanor a child between 16 and 18 who is habitually idle or frequents certain improper places.

Adoption is to be made only after careful investigation. 1925 laws in New Jersey ch. 99, New Mexico ch. 5, New York ch. 608 and Pennsylvania No. 93 are examples. Louisiana 1926 No. 243 gives to the adoptive parent a right to be appointed tutor to his adopted child in preference to all other persons.

Illegitimate children and their rights are commanding widespread attention. The duty of support and education of the child by the father and his duty to pay confinement costs are emphasized in the 1925 acts of Iowa ch. 81, Idaho ch. 198 and New York ch. 255 and ch. 533, and actions against him are regulated. New York 1925 ch. 515 prohibits the use of the words "bastard" or "illegitimate" in any public documents, prescribing instead "child born out of wedlock." New Hampshire 1925 ch. 26 makes children born of a marriage entered into in good faith, legitimate even if the marriage is annulled. Rhode Island 1926 ch. 843 declares illegitimate children shall be legitimatized by subsequent marriage of their parents and also provides for declaration of paternity and the duties of the father of illegitimate children. Oregon 1925 ch. 269 declares that if a man and woman have cohabited as husband and wife for over a year and children are living as a result thereof their marriage is valid and the children legitimate. Idaho 1925 ch. 198 makes a man a misdemeanant if he gets a woman except his wife with child and makes it also a misdemeanor for the father of an illegitimate child to refuse to support it.

MARRIAGE AND DIVORCE

A widely advocated reform was adopted in 1925 by Michigan No. 107 and Vermont No. 51, which require a 5-day delay between issuance of a license and the wedding [49] unless the judge authorizes an earlier celebration. Nebraska 1925 ch. 84 repeals its 10-day delay requirement. The law, however, does require that minors obtain the written consent of their parents before marriage. New York 1926 ch. 590 and Vermont 1925 No. 54 prohibit the marriage of boys under 16 or girls under 14 in any case, except when in Vermont a judge certifies that the public good requires the union. Connecticut 1925 ch. 260 requires both parties, instead of just one, to join in a request for the marriage license. Oregon 1925 ch. 82 allows a license to be issued by any county clerk instead of only the clerk of the county of the bride's residence. Mississippi 1926 ch. 169 requires the registration with the state registrar of vital statistics of all marriages and divorces in the state and makes the records prima facie evidence of facts. The state board of health also is directed to secure a record of marriages and divorces from the earliest records down to the present time. New York 1926 ch. 635 also provides for centralization in the state of marriage records. New Hampshire 1925 ch. 138 seeks to prevent marriage of mental defectives. Persons suspected of being defective must apply to the state board of health, who appoints some one to examine the case. The board also keeps a list of afflicted persons, compiled from reports of heads of schools, of afflicted children who have left school or become 14 in the preceeding year.

Divorce is granted in South Dakota by 1925 ch. 219, at the option of the court, in case of chronic mania for five years or confinement by order of the court or insanity commission. Virginia 1926 ch. 517 provides that it shall be no defense in a suit for divorce that the guilty party has since the commencement of the desertion and within three years been adjudged insane, but at the expiration of three years from the commencement of the desertion the ground for divorce is complete. Nebraska 1925 ch. 63 requires an interval of six months to elapse between service of the complaint and hearing of an action for divorce. Virginia 1926 ch. 508, after five years, permits the merger of a decree from bed and board into a decree of divorce from the bonds of matrimony. California 1925 ch. 287 allows husband and wife separate domiciles for divorce, depending "on proof of the fact and not upon legal presumptions." Virginia 1926 ch. 107 provides that on the entry of decree of divorce "all contingent rights

[49] Other states requiring the lapse of five days between the application for the license and the ceremony are: Connecticut [Gen. Stat §5263], Georgia [Code §2938], Maine [Rev. Stat. ch. 64 §4], Massachusetts [Gen Laws ch.207 §19], New Hampshire [Pub. Laws ch. 286 §22], Rhode Island [Gen. Laws §4164], Wisconsin [Stat §247.17]. Delaware [Rev. Code §3000] requires one day to elapse and New Jersey [Cum Supp. §123-23] requires two days

of either consort in the real or personal property of the other shall be extinguished." Oklahoma 1925 ch. 119 makes it bigamy to marry within six months after divorce and applies the same rule to persons married in other states and residing in Oklahoma. Pennsylvania 1925 No. 90 prohibits alimony where a divorce was given the husband for the wife's cruelty.

ALIENS

Restriction on property holding is first in importance.[50] The acts show the eastward trend of the Pacific coast rules against aliens incapable of becoming citizens. Arkansas 1925 No. 249 [51] and Kansas 1925 ch. 209 adopt the standard statutes. Florida 1925 p. 544 proposes an amendment to the constitution to give the legislature power to limit and prohibit the acquisition of real estate by such foreigners.

Limiting professions to citizens is in evidence. In 1925 laws New Jersey ch. 134 and South Dakota ch. 254 require physicians to be citizens. The former, however, admits declarants. Michigan No. 272 applies the rule to dentists; Massachusetts 1926 ch. 242 to undertakers; in 1925 laws West Virginia ch. 21 and Utah ch. 60 to pharmacists; Michigan ch. 353 and Tennessee ch. 33 require that certified public accountants be either citizens or declarants; and Colorado 1925 ch. 159 requires that shorthand reporters be citizens or declarants. Georgia 1925 p. 286 requires operators of pool rooms to be citizens. Pennsylvania 1926 No. 3 forbids the registering of Federal permits or the granting of state permits for manufacturing or dealing in alcohol to persons not citizens of the United States.

Miscellaneous other acts were adopted. Virginia 1926 ch. 285 creates a commission on selective immigration to study the operation and effect of the existing immigration laws and to present their views to Congress in connection with similar commissions from other states. Hawaii 1925 No. 222 defines and declares the rights of citizens of Hawaii and protests against discriminatory rules in respect to the right of citizens of oriental parentage to enter the United States. Washington 1925 Extra ch. 169 provides that the immigration officers shall be informed of aliens in the prisons of the state, and New York 1925 ch. 286 makes it the duty of the district attorney to certify to Federal officers the names of aliens convicted of carrying

[50] The following states limit property holding to persons eligible to citizenship: Arizona [1917 ch. 43, 1921 ch. 29], California [1923 ch. 441], Delaware [1921 ch. 188], Florida [1925 p. 544], Idaho [1923 ch. 122, 1925 ch. 218], Kansas [1925 ch. 209], Louisiana [Const. Art. 19 §21], Montana [1923 ch. 58], New Mexico [Const. Art 2 §22], Oregon [1923 ch. 98]. Other states placing restrictions on alien property holding are: Connecticut [Gen. Stat. §5164], Illinois [Cahill's Rev. Stat. ch. 6 §2], Indiana [Burns' Stat. §13435–13439], Iowa [Code §10214], Kentucky [Stat. §334–339], Minnesota [Gen. Stat. §8076], Mississippi [Code §2427], Missouri [Rev. Stat. §592], Nebraska [1921 ch. 142], Nevada [Rev. Laws §3602, 2422, 1925 ch. 25], Oklahoma [Comp. Stat. §8450–8456], Pennsylvania [Stat §10239], South Carolina [Code §4053], Texas [1921 ch. 134], Utah [Comp Laws §6427], Washington [1921 ch. 50], Wisconsin [Stat. §234.23], Wyoming [Comp Stat §7005]

[51] As to unconstitutionality, see 291 S. W. 978

concealed weapons. Wyoming 1925 ch. 106 and West Virginia 1925 Extra ch. 3 prohibit the possession of specified weapons by aliens. Oregon 1925 ch. 313 forbids fishing in waters in which Oregon and Washington have concurrent jurisdiction, except by citizens or residents for at least a year in the state where a license is sought, and Massachusetts 1926 ch. 352 allows sporting and trapping licenses to unnaturalized foreign-born persons resident in the state for at least 10 days and owning taxable real estate. New York 1926 ch. 708 authorizes the exemption from local taxes of real property belonging to foreign governments used in connection with materials purchased during the World War.

EDUCATION

Administrative organization and financial control are important. Tennessee 1925 ch. 115 sets up a board composed of the governor, the commissioner of education and nine members from different parts of the state, all appointed by the governor. County boards named by county courts are established. The state board fixes examinations for superintendents and teachers. Florida 1925 ch. 10257 creates state supervisors of high and elementary schools appointed by the state board on nomination of the superintendent. Georgia 1925 p. 135 requires local school boards to file budgets with the state department of education. Kentucky 1926 ch. 172 sets up a school budget system for counties. Virginia 1926 ch. 45 authorizes local units to make temporary loans not in excess of one-half the annual tax. Georgia 1925 p. 269 allows the Alumni Society to elect four members of the board of trustees of the University of Georgia.

A new textbook commission is set up by Kentucky 1926 ch. 77 composed of the governor, state superintendent of public instruction and ten members, one being chosen from each of the normal school faculties, one from the state university and the remainder apportioned through the state. The commission prescribes the books to be furnished at prices agreed upon by the publishers and the commission. Mississippi 1926 ch. 316 creates a high-school textbook commission composed of the state superintendent and the supervisor of high schools and seven other members apppointed by the governor. The commission prescribes the courses and the books and enters into contracts for them. Texas 1925 ch. 176 likewise sets up a commission named by the governor from a list submitted by the state superintendent and the presidents of the state colleges. Free textbooks for the first six grades are provided by Florida 1925 ch. 10254, to be supplied under contract with the publishers.

Attendance is regulated by Rhode Island 1926 ch. 812. Children must go to school until they are 15 or are lawfully employed. The limit was formerly 14. Employment certificates are granted only after the child has completed eight grades instead of six. North Carolina

1925 ch. 226 sets up control of private schools by requiring reports on attendance of children in the compulsory school age, and by providing that private school terms for such children must run concurrently with the term of public schools in the same district. Pennsylvania 1925 No. 49 requires that children between 8 and 16 must go to the day schools in which the common English branches are taught "in the English language." The new material is the requirement that the teaching must be in the English language.

Instruction is regulated in considerable detail. Tennessee 1925 ch. 27 and Mississippi 1926 ch. 311 prohibit the teaching of evolution in schools supported by public funds. Florida 1925 ch. 10262 and Idaho 1925 ch. 35 require the reading of the Bible[52] without comment in the schools. Oregon 1925 ch. 24 excuses children from public schools for two hours a week to attend religious instruction and Indiana 1925 ch. 139 allows pupils in the higher state institutions to elect courses in biblical and religious instruction provided by religious organizations and get credit. Utah 1925 ch. 57 forbids the teaching of partisan political or sectarian religious doctrine in the University of Utah or the Agricultural College or any political or religious test as a qualification of any student, instructor or officer thereof. The teaching of the constitution[53] in the schools was provided for in 1925 by several states. Arizona ch. 40, Colorado ch. 151, Florida ch. 10256, Indiana ch. 108 and ch. 185, Kansas ch. 224, New Jersey ch. 54, Oklahoma ch. 171, Washington 1925 Extra ch. 134 and Louisiana 1926 No. 30 all require instruction. Some of the states limit it to high schools and higher institutions and some extend it to private as well as public schools. The New Jersey law also provides for giving copies of the Declaration of Independence and the Constitutions of the United States and New Jersey to each pupil on graduation from grammar school. Idaho 1925 ch. 47 requires instruction on the flag and in the words and music of "The Star Spangled Banner" and "America". South Dakota 1925 ch. 149 provides that sample ballots and instruction cards to voters be supplied to children in grades seven to twelve. Oregon 1925 ch. 317 creates a department of Americanization and Florida 1925 ch. 10030 sets up a chair of Americanism and southern history at the University. Kentucky 1926 ch. 343 recommends that school children be taught that John Fitch, a native son, invented the steamboat.

Defective children received some attention in 1925. South Dakota ch. 152 requires reports of children three or more years retarded, who must be investigated by the child welfare commission, and if necessary the child committed to the home for feeble-minded. Feeble-minded

[52] The laws of Alabama, Georgia, Massachusetts, New Jersey, Pennsylvania and Tennessee also require the reading of the Bible. The laws of Arizona, Illinois, Louisiana, Minnesota, Nevada, New York, Washington, and Wyoming have been interpreted to forbid it.

[53] All the states except Connecticut, Maryland, Mississippi, Missouri, Montana, Nebraska, North Dakota, Virginia and Wisconsin specficially require instruction in the Federal Constitution.

are not to attend public school with normal children. Ohio p. 63 shuts mentally incapable from schools but allows them to have employment certificates. Physical health is the subject of Oregon ch. 27 requiring physical examination and reports of defects to parents, while New Jersey ch. 61 goes further in permitting dental clinics for indigent children. Arkansas No. 117 requires children between 8 and 21, defective in hearing or sight, to attend state schools for the deaf and blind, unless otherwise instructed. Delaware 1925 ch. 175 authorizes special education for blind children too backward to enter schools for the blind.

Secret societies are expressly authorized in the state university and colleges with the approval of the faculty, by Mississippi 1926 ch. 312, but such societies are forbidden in high schools.[54] Under Michigan 1925 No. 370 it is unlawful for pupils of public schools to belong to any secret society.

Lunch rooms for teachers and pupils may be operated in the first class school districts of Washington under 1925 Extra ch. 50.

HEALTH

Tuberculosis sanatoria are provided for in a number of states. Counties are authorized to take action under 1925 laws Pennsylvania No. 44, Indiana ch. 55 and North Carolina ch. 154 and the states of Tennessee and Delaware in 1925 provided for state sanatoria by ch. 137 and ch. 67 respectively. Louisiana 1926 No. 228 levies a tax on kerosene to pay for local health officers, aid to sanatoria, free clinics for diagnosis of tuberculosis, and indemnities of tubercular cattle.

Insanity and its problems were before the legislatures in 1925. Utah ch. 82 permits the sterilization of persons in the state hospital for the insane and in the state penitentiary who are habitual sexual criminals, insane, imbeciles, feeble-minded, or epileptic. Judicial review of the determination to sterilize is provided for. Minnesota ch. 154 allows the sterilization of persons committed as feeble-minded to the guardianship of the state board of control after consultation with the superintendent of the state school for feeble-minded, a physician and psychologist with the consent of the spouse or nearest relative. The same rule is applied to persons committed as insane and inmates of a state hospital for at least six consecutive months. Maine ch. 208 also permits sterilization in cases of mental diseases or feeble-mindedness, with the written consent of the nearest relative or guardian, and that of the patient, if he is mentally capable of giving such consent. Idaho ch. 194 creates a state board of eugenics

[54] Seventeen states prohibit secret fraternities in the public schools: California, Colorado, Illinois, Indiana, Iowa, Kansas, Maine, Michigan, Minnesota, Mississippi, Montana, Nebraska, New Jersey, Ohio, Oklahoma, Oregon and Vermont.

to enforce the sterilization laws of the state, and requires heads of state institutions and departments to report to the board all persons who are feeble-minded, insane, epileptic, habitual criminals, moral degenerates, sexual perverts and likely to become menaces to society. South Dakota ch. 164 provides a method for investigating feeble-minded persons not in the state institutions to determine if sterilization to prevent procreation is desirable. After a hearing such persons may be committed to the institution and proceeded with as other inmates. Parents may have the operation performed at their own expense or that of the county without commitment. Nevada ch. 41 authorizes the court to send to the state prison a person adjudged insane who is deemed by the court to be a menace to the public safety, if the state insane asylum is unable to accommodate him. He is kept in the prison till the court either sends him to the asylum or declares him sane.

Homes for mental defectives are provided by Hawaii 1925 No. 114 and New Mexico 1925 ch. 133 and the regulations for commitment are established. Minnesota 1925 ch. 303 extends its care to children not feeble-minded but physically unfit for adoption. They are to be committed to the state board of control as guardians for study and treatment. New Jersey 1926 ch. 339 levies a special tax of one-half mill on property in every municipality for the construction of charitable, hospital, relief, training, correctional, reformatory and penal institutions. Massachusetts 1926 ch. 149 amends the act permitting the inspection of copies of records of hospitals to except the records of hospitals under the control of the department of mental diseases.

Hospitals received considerable attention. Louisiana 1926 No. 62 requires hospitals supported by the state to refuse admission for treatment to persons not destitute. Maternity hospitals are regulated and licensed under the 1925 laws of California ch. 316, Colorado ch. 133, Iowa ch. 79 and South Dakota ch. 220 and the 1926 law of Rhode Island ch. 834. The Colorado law requires such hospitals to inform prospective mothers that they must nurse their children while in the hospital unless excused by the attending physician. Iowa 1925 ch. 78 and ch. 80 regulate children's boarding houses and child placing agencies. Rhode Island 1926 ch. 836 provides for child placing agencies and ch. 835 regulates day nurseries. South Dakota 1925 ch. 256 requires the use of prophylactic measures to prevent infant blindness.[55] Fingerprinting of

[55] Twenty-nine states in 1926 had statutes requiring the use of a prophylactic: Alabama, Connecticut, Delaware, Georgia, Idaho, Illinois, Indiana, Iowa, Louisiana, Maine, Maryland, Michigan, Mississippi, Missouri, Nebraska, Nevada, New Hampshire, North Carolina, North Dakota, Ohio, Oklahoma, Rhode Island, South Dakota, Tennessee, Texas, Virginia, West Virginia, Wisconsin and Wyoming. Several other states have board rulings accomplishing the same result.

infants born in any hospital or place other than a private residence is required under Pennsylvania 1925 No. 209.

Other general health measures are numerous. Arkansas 1925 No. 119 authorizes counties to appropriate money to be used by the county judge to promote and protect the public health. The state board is to cooperate. Wyoming 1925 ch. 122 gives the board of health power to regulate the treating of salt to prevent goiter. Massachusetts 1926 ch. 391 requires the department of health to formulate a plan to treat cancer patients. Louisiana 1926 No. 296 amends its health law, notably to give greater control by the state board of health over local health officers. Another change allows the police jury to contract with the state board and other agencies for the maintenance of a parish health unit with a full time medical director. The budgets of local units must be approved by both parish and state boards. Massachusetts 1925 ch. 303 allows small towns to appoint country doctors and to appropriate $500 for that purpose. Kentucky 1926 ch. 154 authorizes a limited license to students who have completed two years of medical college to practise in counties needing physicians.

Vital statistics are taken care of by a new code in Arizona 1925 ch. 37, which sets up a state board, whose secretary shall be registrar, which shall divide the state into districts. Tennessee 1925 ch. 86 requires county registration of births and deaths.

PROHIBITION AND NARCOTICS

The possession, sale or transportation of liquor in violation of any act of Congress is penalized by New Hampshire 1925 ch. 158. The law also requires the seizure by state authorities of liquor transported in violation of any Congressional statute. New York 1926 ch. 850 provides for a referendum as to whether Congress should modify the Volstead Act to limit its application in any state to beverages in fact intoxicating as determined by the laws of that state. Michigan 1926 No. 3 amends the prohibition act in details. Notable is the provision that no property right shall exist in any conveyance unlawfully containing or used in the transportation of liquor. Idaho 1925 ch. 61 increases the penalties for violation of its prohibition law. Pennsylvania 1926 No. 3 prohibits the manufacture, storage, dealing in, or transportation of alcohol or alcoholic liquor without a state permit and requires registration of all federal permits. The act only applies to sale at wholesale. Virginia 1926 ch. 92 permits the establishment of industrial alcohol plants in cities over 100,000. Arkansas 1925 No. 121 prohibits the possession of any compound preparation of alcoholic or fermented liquor commonly called tonics, bitters, or medicated liquors. Wisconsin 1925 ch. 437 limits the rights of druggists and physicians to procure and prescribe liquor. Virginia 1926 ch. 328

allows the court to issue licenses to partnerships or individuals in the retail drug business, provided that the capital is not less than $2,000. South Dakota 1925 ch. 206 makes it a felony to sell or furnish liquor to a person under 21. Virginia 1926 ch. 231 limits the penalty where the amount of liquor transported is less than a quart and where there was no intention to sell and the defendant gives a satisfactory explanation as to where he got the spirits. Conspiracy to violate the prohibition laws is punished by Florida 1925 ch. 10209. California 1925 ch. 89 carefully regulates the purchase and sale of sacramental wines. Washington 1925 Extra ch. 126 requires permits for liquor for sacramental purposes to be secured from a county district attorney and forbids his issuing such permit till a permit has been obtained from the federal prohibition director of the district. Minnesota 1925 ch. 221 makes it a felony to sell liquor which causes permanent physical or mental disorders and South Dakota 1925 ch. 205 makes it manslaughter to unlawfully sell or furnish liquor which causes the death of the recipient.[56] Indiana 1925 ch. 10 makes it a misdemeanor to dispose of any preparation containing wood alcohol for use as food or drink. Idaho 1925 ch. 11 permits registered pharmacists to dispense denatured alcohol, provided certain warning information is placed on the container. Colorado 1925 ch. 80 makes it a felony to own or operate a still for the manufacture of intoxicating liquor. Mississippi 1926 ch. 201 prohibits the selling or keeping for any purpose, except household or medical purposes, any drug or preparation which "when drunk to excess in the form sold will produce intoxication" and requires a permit from the local authorities for dealers in such articles and requires dealers to keep records of transactions. Iowa 1925 ch. 42 makes possession of liquor prima facie evidence of breach of the law if found under a search warrant and forfeited by the court, and ch. 43 provides that if liquor is destroyed in the presence of an officer or while property is being searched it shall be prima facie evidence of the unlawful nature of the liquor. Florida 1925 ch. 10273 now permits the execution of search warrants at night and removes the prohibition on breaking into a dwelling. Ohio 1925 p. 77 affords the prohibition inspector the same protection which has heretofore been granted to policemen and sheriffs by making the offense of killing such a person murder in the first degree in the absence of a jury recommendation of mercy. Another Utah law, ch. 21 makes it unlawful to use firearms in hunting while under the influence of liquor. Selling liquor while armed with a deadly weapon is now a felony in Idaho by 1925 ch. 49.

A narcotic drug board is created under Rhode Island 1926 ch. 793 to enforce the narcotic laws. The act also authorizes the apprehension and commitment for treatment of persons addicted to the use of

[56] In 1923 seven states adopted similar laws: Florida [ch. 9268], Illinois [p. 317], Iowa [ch. 210], Minnesota [ch. 393], Missouri [p. 242], Oklahoma [ch. 2] and Tennessee [ch. 4].

drugs. Florida 1925 ch. 10190 enacts a narcotic law providing for the commitment of addicts to the farm colony for epileptics and feeble-minded. New York 1926 ch. 650 makes it an offense to use or possess unlawfully opium, coca leaves or derivatives or preparations of them and authorizes the commitment of offenders to a hospital, or to a penal institution for not over a year. Michigan 1925 ch. 9 makes the possession of narcotics an offense. North Carolina 1925 ch. 276 adopts the standard of the federal law, and expressly forbids physicians to administer drugs to habitual users. Habitual users are to be treated in public institutions. California 1925 ch. 314 and Maine 1925 ch. 189 make nuisances of premises frequented by drug addicts and used for the purpose of selling narcotics. Iowa 1925 ch. 52 includes peyote in the class of narcotics. Nevada 1925 ch. 146 punishes the "dope" peddler by imprisonment for not less than 5 years. Montana 1925 ch. 38 punishes the sale or gift of drugs to persons under 18 by imprisonment from 5 years to life. New York 1926 ch. 434 forbids the employment of children under 16 in narcotic drug traffic and levies a penalty of from 2½ to 5 years. Florida 1925 ch. 10189 raises unlawful dealing in narcotics to the status of a felony.

HUMANE

Poor relief attracted considerable attention in both 1925 and 1926. Pennsylvania 1925 No. 413 and Michigan 1925 No. 146 are revisions of the poor laws. Kentucky 1926 ch. 187 permits the counties to establish a system of old-age pensions [57] the benefits of which shall not exceed $250 a year. It applies only to persons of 70 years of age and is limited to citizens, residents and persons having earning or income of less than $400 a year or property worth less than $2,500. Nevada 1925 ch. 14 repeals its old-age pension act of 1923 and by ch. 121 enacts a new law which does away with state administration and places the control of pension payments in the hands of the county commissioners. Wisconsin 1925 ch. 121, an act of the standard form, authorizes counties to establish old-age pensions, the state to contribute not over one-third the total pension paid by the county. Municipalities reimburse the county for the amount paid for their residents. Under Arizona 1925 ch. 9 the board of state institutions is to cooperate with other countries for the return of alien public charges. The law also applies for the return of residents of other states. Wisconsin 1925 ch. 426 permits maternity aid to a mother to insure proper care from six months before to six months after a child's birth. North Dakota 1925 ch. 165 now permits the county commissioners instead of the county court to award mothers' pensions.[58] Rhode Island

[57] Montana [1923 ch. 72] and Alaska [1923 ch. 46, 1925 ch. 65] have previously adopted systems of old-age pensions.

[58] All but the following six states have systems of mothers' pensions: Alabama, Georgia, Kentucky, Mississippi, New Mexico and South Carolina.

1926 ch. 867 provides that a mother moving from one town to another may receive aid in the town to which she has moved and that town may recover one-half the sum paid for a year from the other town. Colorado 1925 ch. 60 creates a state commission for the blind and provides for benefits not to exceed $300 a year by the county with a state contribution. Nevada 1925 ch. 32 allows counties to pay relief to needy blind who have been residents in the county for a year. In 1925, Pennsylvania No. 347 and New York ch. 277 forbid solicitation of funds for certain societies without a license. The New York law forbids the wearing of a military or naval uniform by solicitors of alms or contributions.

Cruelty to animals while hunting is sought to be prevented by Kansas 1925 ch. 178, Oregon 1925 ch. 256, Louisiana 1926 No. 80 and Virginia 1926 ch. 497. The Kansas law limits the number of traps to be set in one day to 30 and Louisiana limits them to 250 and, with Virginia, both require that traps be visited daily. Oregon requires their examination in a certain county every 48 hours. New Jersey 1926 ch. 198 penalizes acts of cruelty to animals and authorizes an action for debt in a suit in the name of the New Jersey Society for the Prevention of Cruelty to Animals. Oregon 1925 ch. 99 permits the county court to order a roundup of abandoned, starving or neglected horses and the sale at auction of those unclaimed. Connecticut 1925 ch. 165 penalizes selling or giving away a horse which could not be worked under the law, except to a place for treatment or humane keeping or killing.

LABOR

Wages must be paid in money under Louisiana 1926 No. 318. They must be paid bimonthly by employers of all labor, except farm, domestic and state, by Michigan 1925 No. 62. And Oregon 1925 ch. 252 does not permit a longer period than 30 days to intervene between pay days in certain businesses. Nevada 1925 ch. 160 and California 1925 ch. 76 impose civil penalties for the benefit of the state on employers failing to pay when wages are due. Nevada 1925 ch. 139 gives 30 days' extra wages to employees not promptly paid.

Women and children received special attention. Wisconsin 1925 ch. 176 is a minimum wage act for women and minors,[59] the amount of the wage being fixed by the industrial commission, which may grant licenses to work for less to women unable to earn the minimum. Virginia 1926 ch. 538 amends the women's hours of work act by excluding from the act women whose full time is employed as office assistants or in factories engaged in packing fruits or vegetables

[59] Arizona, Arkansas, California, Colorado, Kansas, Massachusetts, Minnesota, North Dakota, Oregon, South Dakota, Utah. Washington and Wisconsin have minimum-wage laws. The laws of Arizona, Arkansas and South Dakota apply only to women. Colorado has never made an appropriation to put its law into effect.

or in mercantile establishments in small towns and requiring employers to keep posted copies of the law. The law also repeals an act regulating the labor of children under 14. The child-labor law is amended by Louisiana 1926 No. 176 to put the duty of issuing employment certificates in the hands of the school superintendents instead of the factory inspectors. The act also classifies separately children between 14 and 16, limiting their work to 8 hours, instead of lumping them with all children under 18, who work 10 hours. The provisions of the law allowing children to be bound or to bind themselves as servants or apprentices are repealed by Rhode Island 1926 ch. 841, except that the law still permits minors over 16, or minors under 16 having employment certificates, to bind themselves. Georgia 1925 p. 291 forbids factory labor by children under 14 and night labor by children under 16. Children under 15 are not allowed to work more than 8 hours a day or at night by Texas 1925 ch. 42, but labor permits may be given to children over 12. New Mexico 1925 ch. 79 does not permit children under 14 to be employed when public schools are in session. Connecticut 1925 ch. 158 prohibits minors under 16 from working in bowling alleys, shoe shining establishments or pool rooms after 6 o'clock in the afternoon of any day preceding a school session. Wyoming 1925 ch. 11 formerly permitted minors to engage in certain occupations with a work permit, but now makes the prohibition absolute.

Safety and health requirements are important. Massachusetts 1926 ch. 159 strengthens its requirements for ventilation to protect against dust, and New Jersey 1925 ch. 119 requires proper ventilation in passageways and rooms of foundries. Mississippi 1926 ch. 189 includes under the inspection act woodworking establishments and farm-produce canneries which were formerly exempt, and the powers of inspector of mines is extended to smelter and ore reduction plants by Nevada 1925 ch. 97. Wyoming 1925 ch. 63 no longer exempts mines employing less than five persons from the regulations applied to large mines. Electric lamps, as well as locked safety lamps, may now be used in coal mines by Pennsylvania 1925 No. 125. Kentucky 1926 ch. 124, which applies to large cities, requires that all "counter floors" shall be perfectly safe. The mayors are to appoint safety inspectors of scaffolding and counter floors. Rhode Island 1926 ch. 761 requires factories and workshops to have fire escapes. Wyoming 1925 ch. 64 requires sprinkling in dusty places in mines, but excepts mines in which rock dusting is carried on in a manner approved by the United States Bureau of Mines or the state mine inspector. In 1925 Colorado ch. 156, New Hampshire ch. 18 and Oklahoma ch. 226 elected to receive the benefits of the Federal vocational rehabilitation act[60] and Montana

[60] All but the following 10 states had previously accepted this act: Connecticut, Delaware, Florida, Kansas, Maryland, South Carolina, Tennessee, Texas, Vermont and Washington.

ch. 20 grants a maintenance allowance to persons being rehabilitated who have no resources.

Workmen's compensation is the largest item under this heading.[61] Arizona 1925 ch. 83 is a new act which creates a competitive state fund. Louisiana 1926 No. 85 and Rhode Island 1926 ch. 764 generally amend their compensation acts. Missouri 1925 p. 375 repealed its old law and substituted one which adheres to the elective principle. A commission of three is the administrative agency. Porto Rico 1925 ch. 102 introduces the novelty of elective commissioners, three of the five being elected. Wyoming 1925 ch. 124 requires physicians treating injured persons to file itemized bills for medical treatment. Under New Jersey 1925 ch. 98 medical witnesses are limited to $50 each, and the total fees for one case shall not exceed $150. Under West Virginia 1925 ch. 20 chiropractors may not be paid fees out of the workmen's compensation fund.

The employees to which the compensation law applies is amended by Utah 1925 ch. 73 to make it certain that every elective and appointive officer in the public service is included. A means of enforcing compensation insurance on employees engaged in state work is contained in North Dakota 1925 ch. 96, which requires state contractors to include in their bonds a statement that they will pay to the workmen's compensation bureau the necessary premium for compensation coverage before commencing any work. Rhode Island 1926 ch. 764 exempts persons engaged in domestic service or agriculture from the operation of the law. Kentucky 1926 ch. 193 includes the state as an employer and requires compensation to be paid direct to the parties and not their attorneys. Virginia 1926 ch. 534 amends the compensation act by making officers and members of the national guard employees of the state. Washington 1925 Extra ch. 111 extends the law to employers and workmen in maritime occupations where no right exists under the maritime law for personal injury or debt of the workmen. Ohio 1925 p. 218 permits members of partnerships or associations to be compensated if premiums are paid and requires insurance by employers of three instead of five workmen, and sets up a bureau for the prevention of accidents and diseases. Oregon 1925 ch. 133 makes liable as employer any person for whom work is being done by workmen, either associated as partners or as individuals if the work is done under contract. Porto Rico 1925 No. 102 and North Dakota 1925 ch. 222 amend their acts to include occupational diseases.

Interstate employment presents its problems. Illinois 1925 p. 378 expressly includes persons whose employment is outside the

[61] All but the following 5 states have workmen's compensation laws: Arkansas, Florida, Mississippi, North Carolina and South Carolina.

state, where the contract of employment is made within the state, and Nevada 1925 ch. 114 allows an employer in the state and any of his employees hired within or without the state and whose duties may be partly or wholly without the state to come under the act by joint election. Washington 1925 Extra ch. 84 amends the provision excluding from the act employees of railroads doing interstate as well as intrastate business by providing that the section shall not relieve from the compensation act an independent contractor working for a railroad. Montana 1925 ch. 121 excludes from the operation of the act persons operating steam railroads in interstate commerce. Virginia 1926 ch. 583 amends the section providing for liability of railroads for damages to their employees by limiting the act to steam railroads and expressly exempts cases of injury of an employee in interstate commerce, or employees injured in the course of regular employment which does not expose them to special hazards.

Compensation increases are granted by Connecticut 1925 ch. 247, Nevada 1925 ch. 168 and Louisiana 1926 No. 85. The latter law also adds the provision that where there is a permanent partial loss of a member compensation bears the proportion to the scheduled amounts which the disability bears to the total loss of the member. The law also punishes ambulance chasing attorneys. Wyoming 1925 ch. 97 makes it a felony to pay, or promise to pay, or solicit or receive anything of value for the purpose of affecting action by officials enforcing the workmen's compensation act. Missouri 1925 p. 375 adds or decreases the compensation by 15 per cent in cases where the employer or employee has failed to observe the safety rules. The New York law has made failure to secure compensation a misdemeanor and 1926 ch. 532 amends this to provide that the president, secretary and treasurer shall be liable. Massachusetts 1926 ch. 190 adds to the list of persons conclusively presumed wholly dependent for support on a deceased employee the parent of an unmarried child under 18. Minnesota 1925 ch. 161 now permits accrued compensation to be paid either to dependents or legal heirs, and payments may be made without the administration of the decedent's estate in death cases. Rhode Island 1926 ch. 764 directs the attorney general, at the request of the commissioner, to compel either party to a settlement of a claim to comply with the terms thereof where the future payments are not more than $50. Illinois 1925 p. 378 provides that in cases of death without dependents $300 shall be paid into a state fund to be used to care for persons permanently and totally disabled.

Certain general and miscellaneous provisions are of interest. Particularly important are Illinois 1925 p. 378 and New Jersey 1926 ch. 207, which forbid injunctions in labor disputes to restrain persons from

quitting work or peacefully soliciting others to do so.[62] Porto Rico 1925 No. 18 requires one day's rest at pay for each six day's work for workers on yearly, monthly or weekly wages. Hawaii 1925 No. 231 now permits only citizens of the United States or of Hawaii to be employed on the public works, and if there be no citizen unskilled labor only persons elegible to citizenship may be hired. The fees charged by employment agencies have been regulated by Iowa 1925 ch. 39 and North Carolina 1925 ch. 127.

SOLDIERS AND SAILORS

A veterans' service officer to aid Arizona veterans in adjusting claims against the United States is created by 1925 ch. 84. New Mexico 1925 ch. 17 safeguards veterans' certificates of insurance. North Carolina 1925 ch. 155 and California 1925 ch. 430 submit to referendum the question of bond issues for veterans.

The militia law of New Jersey is revised and codified by 1925 ch. 46. New Mexico 1925 ch. 113 brings its law into conformity with the Federal statute. Washington 1925 ch. 28 gives credit for service for seniority by officers as enlisted or commissioned in the guard and also any service on the active list of the United States Army or Navy. Washington 1925 Extra ch. 72 provides the grounds on which an officer of the militia may be dismissed. Virginia 1926 ch. 442 makes it a misdemeanor to wilfully deprive a member of the National Guard of his employment because of such membership or to dissuade any person from enlistment by threat to injure him in his employment. New Jersey 1926 ch. 287 protects persons holding positions under the state or any municipality who served in the state militia during the World War. Georgia 1925 p. 149 orders a judge to continue a case when a person or his principal attorney is absent on militia duty.

CONSERVATION

Interstate waters have engaged the legislatures. The Colorado River compact has been particularly important. To avoid the difficulty caused by the failure of Arizona to approve the compact, a new arrangement was made by which it was to go into effect if approved by six states and Congress. In 1925 Utah ch. 64, Nevada ch. 96, Colorado ch. 177, New Mexico ch. 78 and Wyoming ch. 82 ratified with this limitation, but California by Res. ch. 33 made a condition that its approval should be binding only after Congress had approved and authorized a dam at Boulder with a specified storage capacity. Arizona by House Concurrent Res. No. 1 approves the compact on condition that an agreement between California, Nevada and Arizona as to apportionment of water between them be ratified,

[62] The following states limit the granting of injunctions in labor disputes: Illinois, Kansas, Minnesota, Montana, New Jersey, North Dakota, Oregon, Utah, Washington and Wisconsin.

but the governor held that an act and not a resolution was necessary, as his action was part of the legislative approval. He refused to sign the resolution. The Delaware River compact was approved by New York 1925 ch. 177. New Jersey 1926 ch. 344 establishes a commission jointly with similar commissions of New York and Pennsylvania to investigate the report on a policy in respect to the water resources of the Delaware River and by ch. 345 names the same commissioners to report jointly with a New York Commission on a policy on the water resources of interstate streams other than the Delaware. In 1925 Colorado ch. 179 ratified the South Platte compact and Texas S. J. R. No. 20 the Pecos. Commissions to negotiate compacts are provided for, the Columbia, Oregon H. C. R. 12 and Washington ch. 8; the North Platte, Colorado ch. 175; Upper Rio Grande, Texas ch. 117; the Red River of the North, North Dakota ch. 186. Minnesota 1925 ch. 118 authorizes the fish commission to negotiate common regulations with the state of South Dakota in regard to fishing in boundary waters.

Waters are protected from pollution under Connecticut 1925 ch. 143 which creates a state water commission of three members for overlapping terms. Washington 1925 Extra ch. 162 provides for the appointment of a stream patrolman where the water rights have been adjudicated. Idaho 1925 ch. 3 forbids the diversion of water from certain streams to places outside the state or electricity from a certain lake.

The fish laws of Pennsylvania are codified under 1925 No. 263. Michigan 1925 No. 101 gives the directors of conservation power to enforce the fish laws including rights of search and entry of premises except dwellings. New Jersey 1925 ch. 70 gives the right to fish in state waters only to residents of states which allow a like privilege to New Jersey. New York 1925 ch. 350 and New Jersey 1925 ch. 31 regulate the taking of oysters and shellfish. New Jersey 1926 ch. 251 is an act for the preservation of crabs. Frogs less than 2½ inches may not be taken under North Dakota 1925 ch. 143. The act also establishes a closed season and requires a license for buying, selling or shipping frogs or frogs' legs. Massachusetts 1926 ch. 370 gives the department of public health the power to examine oyster beds and prohibit the taking from contaminated districts. The department may certify oysters as having been taken from uncontaminated areas. Virginia 1926 ch. 387 forbids buying or loading oysters in bulk taken from the public oyster banks until a permit has been obtained for each cargo from the inspector and a tax of one cent on each bushel paid. The revenue derived is to be used for bacteriological work to safeguard the seafood.

Louisiana 1926 declares her ownership in oysters, No. 258; wild animals and birds, No. 273; fur-bearing animals, No. 80; shrimp,

No. 103; and frogs, No. 134. The principal of special taxes for special uses appears in all these acts, which fix licenses for taking and dealing in the property, and No. 258 leases oyster bottoms, all for the benefit of the conservation commission. No. 112 regulates game farms and requires a breeder's license, but a breeder of migratory birds must also hold a license from the Federal Government.

The game laws of Washington are codified by 1925 Extra ch. 178. Virginia 1926 ch. 295 changes the head of the department of game and fisheries from a commissioner to a commission of five with overlapping terms appointed by the governor and senate. Utah 1925 ch. 21, amending the game law generally, is noteworthy from the requirement that a deer hunter must wear a red hat. South Carolina 1925 No. 193 authorizes the chief game warden to maintain a closed season during abnormal conditions under which deer or other game can not protect themselves. Virginia 1926 ch. 388 makes it unlawful to shoot, trap or poison foxes in certain counties at any time.

Forest reserves or contracts for the reforestation of denuded tracts are provided for under Michigan 1925 No. 94, Kentucky 1926 ch. 9 and Louisiana 1926 No. 120. Each provides for a special method of taxation.[63] To guard against fire risks, the 1925 laws of Massachusetts ch. 249, New Hampshire ch. 141, Pennsylvania No. 317 and Vermont No. 127 authorize their governors to suspend hunting in dry weather. Pennsylvania adds as a reason the risk of contagious or infectious disease. State boards or commissions of forests are set up in 1925 by Georgia p. 199, Idaho ch. 150, Minnesota ch. 407, Oklahoma ch. 146 and Oregon ch. 281. Missouri p. 109 adds forestry to the jurisdiction of its board of agriculture and Illinois p. 413 puts its state forests under the department of conservation. Montana 1925 ch. 179 directs the governor to appoint a state forester to administer the state forests. The Idaho, Montana, Oregon and Minnesota acts contain codes of forest laws.

Flowers and shrubs are protected. Washington 1925 Extra ch. 59 makes it a misdemeanor to destroy rhododendron without permission of the owner or within 300 feet of any road, or any flowering plant in any public road. New Jersey 1926 ch. 187 punishes the destruction of any tree, shrub or flower without the consent of the owner.

The power to regulate oil and gas wells in the interest of conservation is given the railroad commission in Montana by 1925 ch. 56 and to the state geologist by South Dakota 1925 ch. 250. Both states require their rules to conform with the rules of the Federal Government. Louisiana gives its commissioner of conservation by 1926 No. 123 power to make rules for conserving oil. New Mexico 1925 ch. 101 enacts a measure to prevent waste of water from artesian wells.

[63] See also ante "Taxation."

COMMERCIAL REGULATIONS

The prevention of fraud actuated numerous and diverse laws in 1925 and 1926. The pure seeds act requiring cleaning and labeling was adopted by Colorado 1925 ch. 155, Louisiana 1926 No. 308 and Rhode Island 1926 ch. 837 and amended by Virginia 1926 ch. 127 and Utah 1925 ch. 65, the latter permitting the board of agriculture to enjoin the sale of seed sold in violation of the law. Connecticut 1925 ch. 196 is a commercial feeding stuffs act. The source of each constituent of fertilizer must be registered under Virginia 1926 ch. 127 and deviation therefrom is punishable. New Jersey 1926 ch. 28 requires that fruit trees must be of the variety for which they are sold and the seller must file with the secretary of agriculture a copy of the contract of sale and a bond or insurance policy providing for the payment of damages to the purchaser through failure of his agreement. South Carolina 1926 No. 518 requires all nonresident nurserymen shipping nursery products into the state to give a bond on which any person suffering loss or damages may sue. Nonresidents are not allowed to sell plants which have not been inspected and tagged as free of disease. Washington 1925 Extra ch. 154 provides for special branding of forest products and the registration of such brands. Missouri 1925 p. 239 forbids the sale as kosher of meat not kosher [64] and New York 1926 ch. 287 punishes the sale of food as kosher if not properly prepared and requires a sign in places where both kosher and nonkosher food is sold, "kosher and nonkosher food served here." The truth in fabrics act which requires labels on woolen goods to state the percentage of wool therein was adopted by Wyoming 1925 ch. 96. North Dakota 1925 ch. 166 requires gasoline mixed with another substance to be colored. Price discrimination [65] is the object of South Dakota 1925 ch. 260 which applies to buyers of grain and forbids them to pay more in one part of the state than in another except to meet legitimate competition. North Dakota 1925 ch. 127 amends its similar act in respect to milk by forbidding discrimination in prices in any case. The act strikes out the former provision making

[64] Other recent [1917–1924] state laws to prohibit fraud in sale of kosher food are: Connecticut [1917 ch. 321], Illinois [1923 p. 320], Maryland [1924 ch. 460], New Jersey [1921 ch. 238], Ohio [1921 p. 104], Pennsylvania [1919 No. 428], Virginia [1924 ch. 327].

[65] Other examples of states which prohibit discrimination in prices paid for, or prices at which grain, dairy products, etc., are sold, are: Arkansas [Digest §10324–10324a, 10324g–10324h, 1923 No. 616], California [Deering's Gen. Laws Act 8781], Colorado [Comp. Laws §6927, 1923 ch. 184], Delaware [1917 ch. 213], Idaho [Comp. Stat. §2051, 2053, 1921 ch. 189, 1923 ch. 171, 1925 ch. 78], Indiana [Stat. §4663–4664], Iowa [Code §9885–9888], Kansas [Rev Stat. §50–149 to 50–150], Louisiana [Stat. p. 272, 1200], Massachusetts [Gen Stat. ch. 93 §8], Michigan [Comp. Stat. §15040, 15041, 15042, 15046, 1923 No. 208], Minnesota [Gen. Stat. §3907, 5096, 10464, 10466, 10474, 10475, 10479, 10482], Mississippi [Code §4643], Missouri [Rev. Stat. §9672–9673, 1921 p. 287–288], Montana [§2630, 10904, 10905, 10906, 10908, 10910, 1923 ch. 35, 1925 ch. 131], Nebraska [Comp. Laws §3432, 3433, 3437], New Jersey [1913 ch. 210, 1915 ch. 376, 1916 ch. 107], North Dakota [Comp. Laws §2846, 3043, 3048, 1919 ch. 112, 1925 ch. 127], Ohio [1923 p. 39], Oklahoma [Comp. Stat. §11039, 1923 ch. 29], Oregon [Laws §8758], South Dakota [1923 ch. 95, 1925 ch. 166, ch. 260], Tennessee [1925 ch. 65 §8], Utah [Comp. Laws §8333, 8336], Vermont [Gen. Laws §5916], Wisconsin [Stat. §133.17–133.18], Wyoming [Comp. Stat. §4371, 1923 ch. 82, ch. 86].

it illegal only when done to destroy competition. Iowa 1925 ch. 183 requires persons operating businesses under trade names to register their real names and addresses with the county recorder. In 1925, Hawaii No. 234 and New Hampshire ch. 159 make false statements in advertisements a misdemeanor. The securities commission is given control over "endless chain" sales by Louisiana 1926 No. 288. They may be carried on only under permit. Louisiana 1926 ch. 270 and Washington 1925 Extra ch. 135 are bulk sales acts. South Carolina 1926 No. 524 amends the bulk sales act to include, in addition to stocks of goods, accounts and notes receivable and any property used in connection with a mercantile business. Virginia 1926 ch. 322 amends the law to make it necessary that the purchaser file his inventory at least 10 days before the sale instead of 5 days and extends the application of the act from merchandise and fixtures to include "other trade assets."

Securities and negotiable instruments received some attention. Several blue sky laws [66] were enacted or amended, namely in 1926 Kentucky ch. 76 and Virginia ch. 491 and in 1925, Indiana ch. 31, Minnesota ch. 192, North Carolina ch. 190, Utah ch. 87, West Virginia ch. 66 and Wisconsin ch. 381. Akin to the blue sky law is Idaho 1925 ch. 151 which requires mining promoters to file their literature with the inspector of mines before issuing it. Texas 1925 ch. 15, a new cotton futures act, makes the contracts subject to the Federal cotton futures act. Under Ohio 1925 p. 257, a broker who is insolvent is punished if he accepts money or securities from a customer and causes the customer to lose or if he pledges or sells customers' securities except to protect his lien. The act also punishes persons who report fictitious sales or make false statements in financial advertisements. South Carolina 1926 No. 574 declares an instrument payable at a determinable future time negotiable, even though it may fall due on a contingency happening before such time or may contain certain other conditions affecting the time of payment. Idaho 1925 ch. 67 and Utah 1925 ch. 2 provide that the negotiability of an instrument is not affected by the fact that it is secured by mortgage.

Agricultural cooperative acts were adopted in 1925 by Indiana ch. 20, Nebraska ch. 80, New Hampshire ch. 33, New Mexico ch. 99 and Porto Rico No. 70. New York 1926 ch. 231 authorizes agricultural and consumers cooperatives and cooperative marketing. California 1925 ch. 154 allows specific enforcement of a marketing contract made by a member with a cooperative and Wisconsin 1925 ch. 181 allows damages for breaking or inducing breach of such contracts and injunctions to prevent inducements to breach them. Oregon 1925 ch. 237 makes their contracts with members, if filed in a special book kept by the county clerk, public records and so notice. Florida 1925 ch.

[66] All the States in 1926 except Delaware, Maryland, and Nevada had blue sky laws.

10283 exempts these cooperatives from the anti-trust laws. But Tennessee 1925 ch. 49 authorizes the commissioner of agriculture to take action against a cooperative which he thinks is monopolizing trade so as to unduly enhance the price of any product. Washington 1925 Extra ch. 102 amends the law in respect to cooperative marketing associations by permitting a member of an association who ceases to be actively engaged in production, to be classified as an associate member and to have all the privileges of an active member except voting. The association may purchase the stock or membership of an associate member with any funds of the association. Porto Rico 1926 No. 2 extends the membership agricultural associations act to planting and cultivating products. It formerly applied only to sale, and to horticultural as well as agricultural products. The associations are also given power to obtain loans for planting and cultivation. Virginia 1926 ch. 95 requires cold storage warehouses for fruit to keep records of temperature. A plant board is set up by Missouri 1925 p. 112 with power to make rules to prevent plant pests.

Standards or grades are established or provided for. Massachusetts 1926 ch. 382 requires the director of standards to establish standard sizes of anthracite coal, and ch. 217 amends the act fixing the weight of coal sold by the sack to require the marking of the classification and size of the coal. Rhode Island 1926 ch. 789 creates a bureau of markets to make rules and regulations regarding the marking, packing and grading of farm products. Arkansas 1925 No. 218 authorizes a board to grade all kinds of products and give certificates and allows cooperation with the Federal authorities whose certificates as well as those of the state are prima facie evidence in the courts. Other such acts in 1925 are Missouri p. 105, Colorado ch. 96 and Utah ch. 27. Florida 1925 ch. 10103 forbids shipment of oranges if immature or unfit for consumption and requires all fruit shipped between certain dates to be approved by the state inspector. Colorado 1925 ch. 95 requires an inspection of melons before shipment. California 1925 ch. 421 standardizes canned fruit and provides for a board of appeals of canning experts to whom appeals may be taken from administrative officials. Virginia 1926 ch. 145 generally forbids the sale of liquids, except for immediate consumption on the premises, in any other manner than by weight or liquid measure, or commodities except by weight, measure or numerical count. A new standard caustic or corrosive substance regulation act requiring labelling was passed in 1925 by Colorado ch. 144, Minnesota ch. 187, Nevada ch. 52, Vermont No. 114 and in 1926 by Virginia ch. 167. Georgia 1925 p. 318 and Michigan 1925 No. 57 make the use of naval stores standards of the United States compulsory in the state, and Indiana 1925 ch. 86 adopts the United States standard weights and measures for the state.

The protection of health inspired several laws. New York 1925 ch. 612 declares food adulterated if produced or kept in insanitary conditions and Arizona 1925 ch. 13 regulates bakeries and requires that the business be so conducted as to prevent dissemination of disease. Idaho 1925 ch. 24 and ch. 69 require that eating places and places where food is sold be kept sanitary, and ch. 91 refuses to persons having communicable diseases the right to work in eating places. Ice cream is regulated in 1925 by Connecticut ch. 127, Delaware ch. 204 and Tennessee ch. 65. The use of the words "butter," "cream," or "dairy" or the name of a breed of cattle in connection with the sale of butter substitutes is forbidden under the 1925 laws of Montana ch. 187, North Dakota ch. 3 and Oregon ch. 112. The putting of fats other than milk fats in manufactured milk is prohibited by Maine 1925 ch. 137 and Oregon 1925 ch. 90. The same rule is applied to milk products by Vermont 1925 No. 104, and to butter or cream by Michigan 1925 No. 78. The anti-foreign fat provision is in the general pure milk act of Indiana 1925 ch. 140 and the act requires milk for sale to conform to standards set by the United States department of agriculture. California 1925 ch. 329 not only regulates imitation milk and oleomargarine, but provides a special fund out of fees for the department to use for enforcement. Various milk acts are of interest. Pennsylvania 1925 No. 52 prohibits the sale of milk in eating places except from the bottle. Milk must be pasteurized under Indiana 1925 ch. 107 and Illinois 1925 p. 408. Connecticut 1925 ch. 225 prescribes state wide inspection of dairies and standards of cleanliness of dairies. Under New York 1926 ch. 103, bacterial counts may be made only by persons licensed by the commissioner of agriculture. The production and sanitation of soft drinks was regulated in 1925 by Connecticut ch. 102, Maine ch. 155, New Hampshire ch. 107 and Pennsylvania No. 399. The standard egg act was adopted in 1925 by California ch. 425, Oregon ch. 246 and Utah ch. 85. It was amended by Kentucky 1926 ch. 158 to require certificates from dealers in eggs, except dealers who buy direct from certified dealers. Virginia 1926 ch. 580 requires that eggs showing deterioration shall be marked and sold as storage eggs. The act further provides that no hams or pork products shall be sold as Smithfield unless the hogs were fed on peanuts from Virginia or North Carolina.

Professions are regulated extensively. South Carolina 1925 No. 28 provides for a board of pharmaceutical examiners elected by the State Pharmaceutical Association and commissioned by the governor to grant and revoke licenses. Connecticut 1925 ch. 94 allows the Optometric Society to submit names for the state board. The governor, although he must appoint optometrists, may go outside the list. Chiropodists are licensed under Idaho 1925 ch. 148 by an advisory board of physicians and surgeons. West Virginia 1925 ch.

adds two chriopractors to the state board of health which becomes the chiropractic licensing authority. Hawaii 1925 No. 99 creates a board of chiropractic examiners composed of members of the profession. Boards were set up in 1925 by Connecticut ch. 161 and Wisconsin ch. 284 to examine applicants for licenses to treat the sick. The examiners are not professional. Wisconsin requires them to be laymen. South Dakota 1925 ch. 257 allows licenses to practice medicine to be granted to licensees of the National Board of Medical Examiners. Optometry is regulated by 1925 Arizona ch. 60 and Tennessee ch. 99, osteopathy by Nevada ch. 118, dentistry by Florida ch. 10109, nursing by New Mexico ch. 11, midwifery by West Virginia ch. 22, and natureopathy by Hawaii No. 77. Cosmetic therapy has come to be regulated. In 1925, seven states [67] enacted laws, Arkansas No. 158, Connecticut ch. 216, Illinois p. 174, Missouri p. 240, New Mexico ch. 141, Oregon ch. 75, Utah ch. 123, Wisconsin ch. 68 and, in 1926, Louisiana No. 95 and Rhode Island ch. 765. Pharmacy is also regulated generally in 1925 by West Virgina ch. 21 and Idaho ch. 39, while Idaho ch. 23 and Kansas ch. 205 make it a misdemeanor to use the words "drug," "drugstore," "pharmacist," or "apothecary," except by shops where there are registered pharmacists. Veterinarians are licensed under Florida 1925 ch. 10289 and Ohio 1925 p. 340.

Trades having no relation to health are also regulated. North Carolina 1925 ch. 318 sets up a contractors' licensing board of contractors. Accountants are regulated by 1925 Tennessee ch. 33, North Dakota ch. 2 and Michigan No. 353; architects by 1925 Oklahoma ch. 25; architects and engineers by South Dakota ch. 163 and engineers by Arkansas No. 202 and New Jersey 1926 ch. 72; realtors by 1925 Colorado ch. 147, Georgia p. 325, Oklahoma ch. 129 [68] and Ohio p. 392 and Washington 1925 Extra ch. 128; shorthand reporters by Colorado 1925 ch. 159. Utah 1925 ch. 79 amends its realtors act to allow investigation of colonization schemes and Florida 1925 ch. 10233 modifies the usual custom by making county judges and not the realty board the licensing authority with power to revoke. Farm produce dealers are licensed by the commissioner of agriculture under Idaho 1925 ch. 138, commission merchants by the market commissioner under Missouri 1925 p. 121 and wholesale produce dealers by state officials under Wisconsin 1925 ch. 389. Montana 1925 ch. 182 requires transient retail merchants to have licenses and give bonds. Chapter 184 licenses itinerant vendors and ch. 183 licenses peddlers of farm products. Hawaii 1925 No. 70 requires solicitors who sell goods from house to house to be licensed and bonded and requires that orders taken by them be in writing. Washington

[67] Texas and Mississippi also have laws. The Louisiana and Wisconsin laws are revisions of earlier acts.
[68] As to unconstitutionality, see 251 Pac. 736.

1925 Extra ch. 194 amends the commission merchant act to exclude grain merchants and to limit the charge of the merchant, unless otherwise fixed, to 15 per cent of the gross price received.

Conditional sales affecting chattels attached to realty is the subject of Pennsylvania 1925 No. 395 which provides for the filing of such contracts and their validity as against third persons. Washington 1925 Extra ch. 120 provides that the assignee to secure an obligation of a contract for conditional sale may enforce all the vendors' remedies under the contract and if the contract is properly filed may have a lien as against a vendor and his creditors.

Innkeepers are protected under New York 1925 ch. 400 which exempts them from liability where property is lost by fire occasioned without their negligence and Nevada 1925 ch. 185 which frees them from liability for articles left in rooms except in cases of gross negligence.

CORPORATIONS

Corporate charters in Montana may be extended for an indefinite number of consecutive periods of not exceeding 40 years each by 1925 ch. 28.[69] Delaware 1925 ch. 113 allows the revival of corporate charters forfeited for nonpayment of taxes provided that all taxes are paid. In 1925, Arkansas No. 155, North Carolina ch. 77 and South Carolina No. 169 provide for the merger of certain types of business corporations and require that the shares of dissenting stockholders be appraised and purchased by the corporation resulting from the merger. Illinois 1925 p. 452 deprives corporate borrowers of the protection afforded by the usury laws.[70] The tax burden placed on foreign corporations is lightened by Arkansas 1925 No. 236 and Wyoming 1925 ch. 117 which provide that the taxes upon such corporations shall be at the same rates as those imposed on domestic corporations. Massachusetts 1926 ch. 258 amends the act requiring the registration of foreign corporations to include corporations owning real property without having a usual place of business in the commonwealth or engaged in the construction or repair of roads. Chapter 290 defines the Massachusetts trust as "a trust operating under a written instrument the beneficial interest of which is divided into transferable certificates or shares" and does not include a trust established for the sole purpose of exercising voting rights. Such trusts are then made subject to the laws on voluntary corporations. New York 1926 ch. 722 alters the membership corporations law to free directors from personal liability which they were formerly under and provides for simple dissolution. Tennessee 1925 ch. 59 permits cor-

[69] Similar limitations are imposed in the following states: Colorado, North Dakota and Oklahoma to 20 years, Arizona to 25, Michigan and Minnesota to 30, California, Idaho, Kansas, Oregon, Texas and Washington to 50.

[70] Similar provisions are found in the laws of several states: Delaware [Rev. Code §1992], Maryland [Code p. 711], New Jersey [Comp. Laws p. 5706], New Mexico [Stat. §941], New York [Cahill's Cons. Laws p. 751], South Carolina [Code §3642], Virginia [Code §5556].

porations to donate money from the corporate earnings for charitable purposes and provides that the contributions thus made shall be charged to operating expenses.

Stock without par value [71] received considerable attention in 1925 and 1926. Delaware 1925 ch. 112, Florida 1925 ch. 10096, Georgia 1925 p. 244 as amended 1926 p. 48, Kentucky 1926 ch. 73, Minnesota 1225 ch. 333, Nevada 1925 ch. 4, and ch. 177, New Jersey 1926 ch. 318. Oregon 1925 ch. 291, North Carolina 1925 ch. 262, Texas 1925 ch. 77, Vermont 1925 No. 81 and Washington 1925 Extra ch. 87 regulate or extend the power of corporations to issue such stock. The sale of stock to employees was authorized in 1925 by Indiana ch. 74, New York ch. 178 and Pennsylvania No. 368. The Indiana and New York laws provide that the employees may purchase such stock on the installment plan. California 1925 ch. 164 provides for the distribution of any part of the capital stock of a corporation, other than dividends from surplus profits, if the corporation commissioner consents and if no corporate creditor objects. Wisconsin 1925 ch. 102 allows the courts to compel the distribution of net earnings and surplus among the stockholders when the directors unreasonably refuse to do so. Missouri 1925 p. 168 permits the holders of "the larger amount" of the stock of a corporation to decide whether the capital stock or bonded indebtedness shall be increased. Formerly a three-fourths vote was necessary. South Carolina 1926 No. 599 permits corporations, except railroads, with the consent of two-thirds of the total holders of shares outstanding to sell all or a part of the property and allows objecting stockholders to demand payment for their shares at a value appraised by persons appointed by the court.

BANKING

Advisory boards are provided for in several of the 1925 laws. Iowa 1925 ch. 178 distributes its board geographically, the governor appoints from different sections of the state, and South Dakota ch. 99 creates a depositors advisory committee to pass on bank charters, take charge of the depositors guaranty fund [72] and direct distribution of assets of failed banks. The commissioner is a member of both boards. Kansas ch. 256 sets up a board made up of the commissioner and four appointed members who must be bankers. Oklahoma ch. 28 creates a building and loan association board of persons active in such organizations. Idaho ch. 133 is a bank code placing banks under the department of finance. North Dakota ch. 92 regulates generally state banks. Nebraska ch. 30 puts unsafe banks in charge

[71] All but the following states have no-par stock laws: Iowa, Mississippi, Montana, Nebraska, North Dakota, Oklahoma, South Carolina, South Dakota and Wyoming.

[72] Seven states had laws in force in 1926 for the guaranty of bank deposits: Kansas, Mississippi, Nebraska, North Dakota, South Dakota, Texas and Washington. Oklahoma had a law which was repealed in 1923.

of the guaranty fund commission. A creditor may have the court order liquidation of a bank in the commissioner's hands.

The working of the banks is regulated. South Carolina 1926 No. 515 requires that banks organized after the passage of the act shall have all the capital stock proposed to be issued paid in cash, notes not to be considered as cash. Montana 1925 ch. 132 provides that claims for public deposits shall not have preference in assets of a failed bank. Texas 1925 ch. 23 penalizes the making of untrue or damaging statements about banks.[73] Minnesota 1925 ch. 169 forbids a financial institution to advertise the financial worth of its stockholders or to seek to convey the impression that financial resources of its stockholders above the limit provided by law are available to meet its liabilities. Mississippi 1926 ch. 247 permits banking corporations to exercise the function of trust companies with the consent of the superintendent of banks. Massachusetts 1926 ch. 162 permits savings banks to sell travelers' checks. Virginia 1926 ch. 431 forbids any bank or trust company to issue a certificate of deposit or other negotiable instrument except for money or checks or drafts or the actual equivalent of such money. Missouri 1925 p. 192 makes it a felony to issue a certificate of deposit or to certify a check without funds. Kentucky 1926 ch. 22 punishes bank officers from one to five years for making false returns to the banking commissioner. Louisiana 1926 No. 87 makes a creditor of an insolvent bank liable if he disposes of the pledged assets of such bank within six months of the date of its closing. There is also a criminal penalty. Embezzlement by officers or employees of banks is punishable by 5 to 20 years in New Mexico by 1925 ch. 53 and not over 20 years by Iowa 1925 ch. 177.

Check laws are numerous. Acts making it due diligence for a bank to promptly forward a check payable in another bank so that failure of the payor bank does not render the forwarding bank liable were adopted in 1925 by Montana ch. 65, Nebraska ch. 29, North Dakota ch. 170, Utah ch. 3 and West Virginia ch. 32 and in 1926 by Mississippi ch. 246. Montana 1925 ch. 65 makes its law apply where the payor bank remits a check or draft. Louisiana 1926 No. 86 exempts state and national banks from liability as forwarders of non-negotiable paper resulting from fault or negligence of any fiduciary through whose hands the paper passes in transit. Louisiana 1926 No. 63 protects the rights of principals in funds which a bank has collected

[73] Similar laws are found in many states: Alabama [1923 No. 586], Arizona [1921 ch. 99], Arkansas [Digest, §736], California [1919 ch. 79], Colorado [1921 ch. 62], Connecticut [Gen. Stat. §6309], Delaware [1915 ch. 107], Florida [Rev. Gen. Stat. §5093], Georgia [1919 p. 220], Idaho [1921 ch. 164], Illinois [Cahill's Rev. Stat. 1923 p. 1155], Indiana [1921 ch. 239], Kansas [Rev. Stat. §21-2452], Kentucky [1918 ch. 91], Louisiana [Wolff's Stat. p. 140], Maryland [Code Art. 11 §80], Michigan [Comp. Laws §8043], Missouri [Rev. Stat. §3366], Nevada [Rev. Laws §661], New Jersey [Comp. Stat. p. 1809], New Mexico [1915 ch. 67 §51], New York [Penal Law §303], North Carolina [Cons. Stat. §4231], Ohio [Gen. Code §13383-1], Oklahoma [Comp. Stat. §4185], Oregon [1921 ch. 24], Pennsylvania [Stat. §7931], Rhode Island [Gen. Laws §4058], Washington [Rem. Code §2432-1], West Virginia [1921 ch. 97], Wisconsin [Stat. §348.411], Wyoming [Comp. Stat. §5209].

as agent. Stop payment orders are good for only six months unless renewed under West Virginia 1925 ch. 30 and Michigan 1925 No. 348. New Jersey 1925 ch. 115 orders a bank not to stop payments on a certified check, even at the maker's request, and certification at the maker's request has the same effect as at the holder's. The issuing of checks without funds is legislated against by North Carolina 1925 ch. 14 and Nebraska 1925 ch. 31 and Virginia 1926 ch. 292. Delaware 1925 ch. 237, Nevada 1925 ch. 199 and Vermont 1925 No. 130 stipulate that making the check is prima facie evidence of a knowledge of lack of funds. The Nebraska, Nevada and Virginia laws grade the punishment according to the size of the check. Kentucky 1926 ch. 62 strikes out the provision punishing the issue of such checks with intent to defraud and substitutes the qualification that the person obtains money, goods or credit. Wyoming 1925 ch. 18 lowers the grade of the crime from a felony to a misdemeanor. Payment may be refused on checks a year old under Michigan 1925 No. 390 and New Mexico 1925 ch. 88 and on checks six months old under California 1925 ch. 312. The California law also authorizes a bank to refuse payment on a check when the officers believe that the maker or endorser was under influence of liquor or drug at the time. Another new section regulates checks deposited in branch banks drawn on the parent banks. Under Washington 1925 Extra ch. 54, banks are not chargeable with notice that a principal's agent is not permitted to draw checks payable to himself.

Deposits received some attention. Laws, protecting banks in cases of adverse claims and making the claims effective only if the claimant gets process in a suit against the depositor or gives bonds, were adopted in 1925 by New Mexico ch. 89, Michigan No. 349 and West Virginia ch. 31 and in 1926 by Louisiana No. 90. South Carolina 1926 ch. 503 authorizes banks to pay to the survivor funds deposited in joint names, the whole if less than $500 or $500 if the deposit exceeds that sum. California 1925 ch. 312 assimilates deposits made by a married woman with that made by a minor, each being held exclusively for the depositor.

Branch banks [74] are permitted in the same city as the parent bank under New Jersey 1925 ch. 27. The commissioner's approval is necessary and the act is to remain in force only while national banks are allowed to have branches. Virginia 1926 ch. 397 permits branch banks to operate under a name other than that of the parent bank if the name clearly indicates the bank of which it is a branch and with the approval of the corporation commission.

[74] Branches are authorized by statutes in 18 states: Arizona, California, Delaware, Georgia, Louisiana, Maine, Massachusetts, Mississippi, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, Wyoming, and by administrative ruling in Kentucky, Maryland and Michigan. In the remaining 27 states, they are either prohibited by statute or ruling.

Variation of the regular type of bank received some attention. Credit union acts were adopted in at least six states as widely separated as Minnesota 1925 ch. 206 and Georgia 1925 p. 165. Industrial loan companies are authorized in Utah 1925 ch. 116 and Oregon 1925 ch. 303 for small loans. Michigan 1925 No. 284 prohibits new private banks. Michigan 1925 No. 307 licenses and regulates finance companies. Rhode Island 1926 ch. 796 requires all persons carrying on a foreign exchange business to keep a record of all transactions and file a bond with the commissioner to pay all claims on which suit may be brought by any person injured. The act does not apply to banks and certain express companies.

PUBLIC UTILITIES

Expert witnesses may be designated by the commission under Vermont 1925 No. 85 to examine into and testify regarding matters involved in a hearing, resulting from a complaint against a proposed increase in rates or a petition by the utility to issue stocks or bonds. The utility is obliged to pay the costs. New Mexico 1925 ch. 19 puts the burden of proof on a public utility to prove reasonableness of rate increases before the commission. Pennsylvania 1925 No. 316 provides that companies which do not furnish service within the state, but whose rates or service affect companies in the state, are considered as doing business in the state. Indiana 1925 ch. 54 extends the power of the commission over sale or encumbrance of the property of a public utility or contracts made at special rates. Kentucky 1926 ch. 197 gives the highway commission control of toll bridges and ferries and their rates and service. The act also requires certificates of convenience and necessity. Rhode Island 1926 ch. 767 extends to gas and electric companies the requirement that they obtain a certificate of convenience. The certificate shall not be issued to any person not a citizen or resident in the state or to any corporation unless created by special act of the general assembly on petition. New Jersey 1926 ch. 150 gives the public utility commission power after hearing to determine questions as to territory served between public utilities supplying light, heat or power. Louisiana 1926 No. 52 regulates airplane passenger business and Utah 1925 ch. 12 includes "aerial bucket tramway corporations" in its list of public utilities. Kentucky 1926 ch. 137 provides that cities other than those of the first class, eighteen months before the expiration of a franchise, shall provide for the sale of a similar franchise to the highest bidder. Louisiana 1926 No. 83 authorizes parishes and municipalities to sell or release any revenue producing municipal properties on a vote of a "majority in number and amount of the property tax payers." Oklahoma 1925 ch. 102 authorizes utilities operating under a municipal franchise to surrender it in return for a state franchise which must contain a reserva-

tion of the rights of a municipality to purchase the property. The act also forbids new franchises for competing utilities in a municipality without a certificate from the corporation commission. Florida 1925 ch. 10176 gives common carriers a lien on goods carried by them and allows the enforcement of the lien by sale. North Carolina 1925 ch. 114 makes it a misdemeanor for any carrier to transport food in vehicles defiled by live stock, or by human beings, without putting the vehicle in sanitary condition. The law makes it unlawful for individuals to defile railroad cars.

Railroads are forbidden to move their shops or terminal without the consent of the commission by Wisconsin 1925 ch. 312. New Hampshire 1925 ch. 11 authorizes towns affected by the abandonment of a railroad to employ counsel to protect their interests against such abandonment. Massachusetts 1925 ch. 125 authorizes railroads to operate steamers, ferries, docks and buses. New York 1925 ch. 572 requires the appraisal and purchase of the stock of a stockholder objecting to the consolidation, lease or conveyance of the property of a railroad. North Dakota departs from the principle of rate fixing by commissions in 1925 ch. 180 which fixes rates for lignite in carload lots. Minnesota 1925 ch. 87 makes a railway company which leases its tracks to another, nevertheless liable for injuries to persons caused by the operation of the road. Grade crossings act, requiring protection of grade crossings by railroads and conversely laying a duty on drivers of motors to use care, were adopted in 1925 by Arkansas No. 255, Georgia p. 322, Michigan No. 92, Minnesota ch. 336 and North Dakota ch. 181. The latter also authorizes the commission to require railroads to abolish grade crossings and apportion the cost. Kentucky 1926 ch. 194 gives a similar power to the state highway commission. Michigan 1925 No. 114 regulates grade crossings under supervision of the public utilities commission and provides that one-half the cost shall be borne by the railroads and one-half by the public. Idaho 1925 ch. 93 forbids railroads built after the act to cross at grade and highways may be built to cross only with the permission of the commissioner of public work. Tennessee 1925 ch. 129[75] forbids one-man street cars in small cities. Nebraska 1925 ch. 39 limits street railway franchises to 40 years.

INSURANCE

New Mexico 1925 ch. 135[76] codifies its insurance laws and creates a new state department in charge of a superintendent. Wyoming 1925 ch. 146 requires the insurance commissioner to make examinations of the affairs of domestic insurance companies at least every three years, and also provides for the liquidation of the affairs of companies whose capital has been impaired. North Dakota 1925 ch. 150

[75] As to unconstitutionality, see 276 S. W. 1050.
[76] As to unconstitutionality of section 69, see 251 Pac. 390.

permits the commissioner of insurance to apply for his appointment as receiver of an insurance corporation which is insolvent or has violated its charter or refused to observe an order of the commissioner. Massachusetts 1926 ch. 44 permits the commissioner to admit foreign companies when he is satisfied that they are in sound financial condition and that their "business policies, methods and management" are sound.

Life, health and accident insurance received the most attention. Arkansas 1925 No. 137 authorizes a life insurance business on the stipulated premium plan and No. 139 provides for operation of assessment and industrial insurance companies. Louisiana 1926 No. 286 requires industrial companies to give 30 days' notice before lapsing a policy. Oklahoma 1925 ch. 32 defines the powers and duties of mutual benefit associations doing an assessment life, health and accident business. Group life insurance premiums are regulated by New York 1926 ch. 92. New York 1925 ch. 523, by broadening the definition of group life insurance, permits the issuing of policies to members of state police forces and to labor unions. The group insurance business is also defined and regulated by North Carolina 1925 ch. 58. Provisions exempting the insurer from liability in case of suicide within a year from the date of the policy are valid under Virginia 1926 ch. 205, but the insurer must return at least the premiums paid. South Dakota 1925 ch. 201 and Idaho 1925 ch. 70 now make the incontestability of a life insurance policy contingent upon the insured's living through the two year period of contestability.[77] North Carolina 1925 ch. 82 provides that misrepresentation as to physical condition, except in case of fraud, shall be no defense to an action on a life policy. Indiana 1925 ch. 143 exempts policies payable to the wife, children or dependent relatives from the claims of creditors and Colorado 1925 ch. 116 sanctions the creation of spendthrift trusts of the proceeds of life insurance policies. Florida 1925 ch. 10154 exempts the cash surrender values of policies from legal process in favor of a creditor unless effected for the benefit of such creditor. New York 1926 ch. 359 permits life companies to provide pensions for their salaried officers or employees who may retire by reason of age or disability. Virginia 1926 ch. 380 authorizes corporations to insure for their benefit the lives of directors, officers or employees and New York 1926 ch. 501 permits employees of a common employer to form a corporation to provide them with retirement benefits. The reserves of fraternal benefit societies in Massachusetts under 1926 ch. 207 will hereafter be computed on the basis of the National Fraternal Congress Table instead of the American Experience Table. Aside

[77] Other states having this provision are: Illinois [Cahill's Rev. Stat. ch. 73 §375], Indiana [Stat. §9036], Maine [1923 ch. 164], Massachusetts [Gen. Laws ch. 175 §132], Michigan [Comp. Laws §9360], Minnesota [Gen. Stat. §3399], Nebraska [Comp. Stat. §7837], New Hampshire [Pub. Laws p. 1105], New Jersey [Comp. Stat. p. 2868], New Mexico [Stat. §2828], New York [Cahill's Cons. Laws ch. 30 §101], Oregon [Laws §6426], Pennsylvania [Stat. §12259].

from the life insurance we get two acts in 1925 and two in 1926. California 1925 ch. 182 regulates corporations formed to insure land values and New Mexico 1925 ch. 23 allows insurance companies to guarantee titles to real estate. Louisiana 1926 No. 302 creates a paid commission to regulate fire insurance companies, other than mutuals, and compels all companies to join a mutually managed rating bureau. Massachusetts 1926 ch. 198 severely punishes the making of fraudulent claims on fire insurers.

Agents are licensed under Florida 1925 ch. 10153 and Georgia 1925 p. 211. Kansas 1925 ch. 187 forbids a corporation other than a life insurance corporation to authorize a nonresident agent to issue a policy on a risk located within the state. North Dakota 1925 ch. 153 forbids a fire insurance company to revoke an agency merely because the agent acts for another company.

HIGHWAYS AND MOTOR VEHICLES

The general motor vehicle laws of several states were codified in 1925, Indiana ch. 213, Michigan No. 287, Minnesota ch. 416, and Vermont No. 70. Probably the act of greatest interest in 1925 is the compulsory insurance act of Massachusetts ch. 346. All owners of motor vehicles must give a $10,000 bond, insurance policy or deposit to assure payment of damages for injuries caused by them. Forms of policies are to be approved by the board of appeal on motor vehicles to which the insured may appeal if the insurer cancels his policy. The commission, subject to appeal to the Suffolk County Court, passes on premiums charged by companies, and the insured person may sue on the policy if his judgment is not satisfied in 30 days. A step in the same direction is Connecticut 1925 ch. 183 which provides for a method of enforcing the payment. The commissioner may in certain cases require of the tort-feasor or person in whose name the vehicle is registered, or both, proof of responsibility to satisfy claims for damages up to $10,000 for personal and $1,000 for property damage, and until it is furnished, may suspend the registration of the vehicle and refuse further registration of any vehicle owned by him.

Busses as substitutes for cars may be used by railroads and street railways with the consent of the regulating board under the 1925 laws of Connecticut ch. 83, Indiana ch. 122, Massachusetts ch. 125, Nebraska ch. 39, New Hampshire ch. 67, Oklahoma ch. 97 and Vermont No. 90. Vehicles used as carriers, either of passengers or freight, are usually subjected to regulation as to fares and service and required to obtain certificates of necessity and convenience and to give indemnity bonds or insurance. Examples of such acts are the 1925 laws of Indiana ch. 46, Iowa ch. 5, Kansas ch. 206, Minnesota ch. 185, North Dakota ch. 91, Oregon ch. 380, Pennsylvania No. 160, South Carolina No. 170, South Dakota ch. 224 and

Wisconsin ch. 390 and the 1926 laws of Louisiana No. 292 and Mississippi ch. 128. The requirement in respect to bonding or insuring common carriers was also adopted in 1925 by Maine ch. 167, Utah ch. 114, Vermont No. 73. Vermont No. 72 applies the rule expressly to jitneys. Massachusetts 1925 ch. 280 requires motor vehicles carrying passengers for hire, already subject to a local license, to have a certificate of convenience from the state department of public utilities. The law also allows the court jurisdiction in equity to restrict the operation of a vehicle without the permits and licenses required by law on petition of interested parties. New Jersey 1926 ch. 146 gives the board of public utility commissioners control over all auto bus lines. Virginia 1926 ch. 551 gives the commission the right to impose a penalty not over $500 for a breach of its orders. Vermont 1925 No. 74 makes carriers of passengers or freight for hire subject to the public service commission and requires a certificate of necessity and convenience. Kentucky 1926 ch. 112 makes it the duty of the commissioner to refuse an application over a route which has two or more lines, unless another is necessary. Certificates of convenience may be transferred with the approval of the commissioner. New Jersey 1926 ch. 144 adopts this latter provision and provides that no revocation of a jitney license by the municipal authorities shall be effective until approved by the public utility commissioners. Nevada by 1925 ch. 161 includes jitneys in an act establishing public utility control over bus lines. Kentucky 1926 ch. 112, New Hampshire 1925 ch. 115, Oklahoma 1925 ch. 101 and Wyoming 1925 ch. 60 require busses to slow down or stop at grade crossings. California 1925 ch. 146 limits to a fixed sum the liability of a common carrier for baggage.

Taxicabs and vehicles for hire were also regulated. New Jersey 1926 ch. 231 regulates auto cabs and requires the consent of the municipality for their operation therein and requires a bond to be filed with the commissioner of motor vehicles. Owners of more than one cab may file a blanket policy of $50,000. Louisiana 1926 No. 23 prohibits persons engaged in a taxicab or livery business from representing themselves as members of another concern or imitating other cabs. Kentucky 1926 ch. 108 and Louisiana 1926 No. 187, No. 192, No. 218 and No. 219 punish fraud in the hiring, letting or use of vehicles. The Kentucky law also prohibits the letting of vehicles to intoxicated persons. New Jersey 1926 ch. 249 regulates "drive yourself" automobiles and requires a $5,000 bond for each motor vehicle. The vehicles may not be used for transportation of passengers for hire.

Licenses are required for all motor or horse drawn vehicles, except horse drawn pleasure vehicles, farm wagons or carts by Louisiana 1926 No. 226. Kentucky 1926 ch. 109 amends details of the motor vehicle registration act. Delaware 1925 ch. 21 requires registration of all traction engines used on a road. California 1925 ch. 239

prohibits permits to persons of unstable mind, drunkards or drug addicts. An appeal is allowed to the court from the action of an official refusing or revoking a permit. Hawaii 1925 No. 246 extends the power to regulate chauffeurs and permits the revocation of a license for violation of the motor vehicle law, a second conviction of intoxication, and insanity. New York 1925 ch. 319 allows a license for children 16 and over to drive to school or in their parents' usual business. New Jersey 1926 ch. 257 defines "owner" in the registration act to include a person acquiring possession by conditional sale, lease, bailment, chattel mortgage or other security agreement, but a license must not be issued to such a person unless the "legal owner" shows that he has the manufacturer's bill of sale.

Nonresidents, by operating in the state, make the state commission of motor vehicles attorney for process under Connecticut 1925 ch. 122 and New Hampshire 1925 ch. 106. Ohio 1925 p. 233 authorizes the secretary of state, director of highways and a member of the public utilities commission to make agreements with other states on motor regulation. Idaho 1925 ch. 177 compels all nonresidents on entering the state immediately to get a permit good for 90 days to be pasted on their windshields.

The protection of automobile owners was promoted by an act, similar to one later adopted (1926) by the Uniform State Law Commissioners, requiring a certificate of ownership as a preliminary to registration and which must be transferred on the sale of the vehicle. The act also provides for central registration of stolen vehicles and second hand dealers must be registered. This act, more or less complete, was adopted in 1925 by Colorado ch. 136, Georgia p. 315, Michigan No. 1, Montana ch. 113, Oklahoma ch. 43, Oregon ch. 250, South Dakota ch. 225, Vermont No. 70, West Virginia ch. 14 and Virginia 1926 ch. 149. Mississippi 1926 ch. 120 provides that the making of a false statement or altering a certificate of ownership is a felony. New Jersey 1925 ch. 89 requires a dealer to have a license, which is subject to revocation, to issue bills of sale for cars. Indiana 1925 ch. 70 authorizes the secretary of state to make annual lists of all owners of cars with their license numbers, with a monthly supplement to sell to police officers and the public. Nevada 1925 ch. 122 declares the owner to be the person having control, while the legal owner is the person having the title under a lease or sales agreement.

Theft of any part of a vehicle or its equipment is punished by Louisiana 1926 No. 33. New York 1926 ch. 727 gives to inspectors of vehicles the power to seize where there is good reason to believe the vehicle stolen and authorizes the sale of unclaimed vehicles after three months. The owner may within two years claim the proceeds of the sale. Rhode Island 1926 ch. 803 makes it a crime to conceal or sell a vehicle purchased on conditional sale. Massachusetts 1926 ch. 267 punishes by imprisonment for not more than 10 years any person who steals

parts or accessories from a vehicle, or who, without the authority of the owner, operates a motor vehicle after his license to operate has been suspended or revoked. If such a person operates a motor vehicle otherwise than with the consent of the owner, his punishment for the first offense is from $50 to $100 or 10 days or both and subsequent offenses are penalized by from 10 days to one year. Virginia 1926 ch. 342 punishes the throwing of stones at vehicles carrying passengers. The unauthorized use of the insignia of an organization on a car is prohibited by Michigan 1925 No. 14 and Oregon 1925 ch. 102.

Driving while intoxicated is punished as a misdemeanor by Utah 1925 ch. 5, Indiana 1925 ch. 48 and Louisiana 1926 No. 22 but it is made a felony by Louisiana No. 48 and New York 1926 ch. 732 if injury is caused to another. Rhode Island 1926 ch. 777 and Virginia 1926 ch. 231 punish for driving while under the influence of drugs. Imprisonment without alternative of fine for persons who drive while intoxicated or drugged is provided in 1925 by Tennessee ch. 117 and the rule is applied for second and subsequent convictions in Maine by ch. 211 and Massachusetts by ch. 297. Maine revokes the license and Tennessee prohibits driving in the state for a year. Nevada 1925 ch. 166 makes the offense only a misdemeanor, but requires revocation of license, and adds that if a person is killed by an intoxicated or drugged driver it is a felony. New Jersey 1926 ch. 152 and South Dakota 1925 ch. 227 increase penalties, the latter revoking the license for one year and the former for two years and on second conviction New Jersey rescinds the right for all time. New Hampshire 1925 ch. 51 recedes from the imposition of imprisonment without alternative of fine, and permits a fine but adds that a person convicted is ineligible for a license for one year for the first, and two years for the second and subsequent convictions.

Other regulations of driving are found. Louisiana 1926 No. 232 regulates traffic generally and gives the highway commission further powers to regulate traffic and enforce the act. Virginia 1926 ch. 474 is a codification of the laws regulating the operation of vehicles. Kentucky 1926 ch. 114 requires vehicles to stop before crossing railroads. New Jersey 1926 ch. 275 and Florida 1925 ch. 10186 prohibit reckless driving. New Jersey defines it as driving in such a way as to necessarily endanger the life, limb or property of any person and Florida makes certain rates of speed prima facie evidence of reckless driving. The Florida law also makes it unlawful to stop on the road either for convenience or repair. Oregon 1925 ch. 104 forbids vehicles to enter or cross certain primary highways at more than five miles an hour. New York 1926 ch. 730 amends the act making the owner of a motor vehicle liable for accidents resulting from its operation by any person using it with his consent by providing that a chattel mortgagee is not owner, and provides that the conditional vendor must be deemed owner when he is in possession.

Roads are protected to preserve them and allow greater safety in driving. Missouri 1925 p. 295 limits the weight of cars and the width of tires and Tennessee 1925 ch. 130 utilizes the administrative authority by giving power to make regulations to protect roads against too heavy or too narrow tired cars. Washington 1925 Extra ch. 131 authorizes the state highway commission to remove private occupants of the right of way of any highway. Removal of misleading road signs, prohibition of obstructive advertising signs, and proper road marking are the subjects in 1925 of Michigan No. 108 and Wisconsin ch. 96.

Arrest and punishment is taken up. Virginia 1926 ch. 235 authorizes the attorney general and highway commissioner to designate uniforms for officers making arrests on highways and forbids their receiving any fees for arrests, search or seizure unless they are in uniform. Oregon 1925 ch. 74 forbids the use of evidence obtained in speed traps and requires officers to be in uniform and display their badges conspicuously. Delaware 1925 ch. 78 secures unified police regulation by giving the state highway department control of all state highways outside of cities and towns. Chapter 84 authorizes the department to appoint traffic officers with the powers of police officers to enforce the highway laws. The same state by ch. 205 requires that persons arrested must be heard before the nearest justice, and ch. 220 permits their cases to be heard on Sundays. Florida 1925 ch. 10186 forbids an officer to demand an excessive appearance bond for certain violations or impose fine of more than $100 or sentence for more than 90 days or both. New Jersey 1926 ch. 151 permits the detention of persons arrested for a reasonable time to permit the officer to get a warrant. The detention can not be over 24 hours. Imprisonment in default of fine can not last longer than three months. Oregon 1925 ch. 245, amending the act authorizing a person arrested to put up a sum equal to the maximum penalty for the offense charged, permits the magistrate to fix bail between $25 and $100 but an automobile association membership card must be accepted in lieu of bail when not over $25 if the association has deposited $1,000 with the state treasurer. If the bail is forfeited, the association must pay the sum. Virginia 1926 ch. 446 makes it a misdemeanor to use a smoke screen to escape arrest or hinder any officer in following a vehicle. Delaware 1925 ch. 14 provides that first violators of headlight laws be directed to a garage but second offenders must be fined from $1 to $5. Iowa 1926 ch. 8 utilizes its bureau of criminal identification as a center where reports of stolen cars may be filed. Mississippi 1926 ch. 120 makes the auditor a central bureau for reports by local officers on cars stolen and found. Massachusetts 1926 ch. 361 requires the clerk of the court or trial judge to notify the registrar of motor vehicles in case a motor vehicle has been used in the commission of offenses.

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DIGEST OF STATE LAWS
1925–1926

RELATING TO

ADMINISTRATIVE ORGANIZATION AND PERSONNEL

Prepared by
JENNIE WELLAND

40668°—29

DIGEST OF STATE LAWS, 1925–1926, RELATING TO ADMINISTRATIVE ORGANIZATION AND PERSONNEL

[This digest deals with the laws as stated without regard to which part is innovation and which part restatement]

LEGISLATIVE

STATE

Members of the Legislature. The proposal for apportionment of the membership of both houses every six years on the basis of votes cast for the secretary of state at the last preceding general election is passed for the second time by Indiana 1925 ch. 222. Rhode Island 1926 p. 587 proposes an amendment for the reapportionment of senators.

Extension of the length of term was the subject of proposed amendments to the constitutions of two states in 1926. South Carolina No. 650 proposes a 4-year term for representatives, and New York p. 1598 a 4-year term for senators and a 2-year term for assemblymen.

Compensation and mileage were changed in a number of states. California 1925 ch. 1 fixes a salary of $2,400 biennially, mileage 5 cents; Virginia 1926 ch. 567, $720 for regular sessions, $360 for extra sessions, $900 each for the president of the senate and speaker of the house of representatives for regular sessions, $450 for extra sessions. On a per diem basis, Florida 1925 ch. 10174 sets $6 a day, mileage 10 cents; Indiana 1925 ch. 109, $10 for members and $12 each for lieutenant governor acting as president of the senate and for speaker of the house, with mileage of $5 for every 25 miles. Iowa 1925 ch. 18 provides for mileage and compensation of the lieutenant governor while acting as president of the senate and of the speaker of the house of representatives. Constitutional amendments were proposed in eight states. Michigan 1925 p. 784 (defeated) provided $1,200 for regular sessions, and for extra sessions $10 per day for the first twenty days and nothing thereafter, with mileage 10 cents; New York 1926 p. 1599 sets an annual salary of $2,500, mileage of $1 for every ten miles, with additional compensation for services in impeachment cases and for senators when the senate alone is convened in extraordinary session; Washington 1925 Extra ch. 105, $300 a year; Wisconsin 1925 p. 705, $1,000 for regular

session, mileage 10 cents, in case of extra session no additional compensation except mileage. On a per diem basis, Idaho 1925 p. 452 provides $10 a day from the commencement of the session for regular sessions, with a maximum of $600 for any one session, and $10 a day for extra sessions, but limits length of extra sessions to twenty days except in the case of the first session of the legislature, additional compensation for presiding officers equal to one-half the per diem allowance of members, mileage 10 cents; Kansas 1925 ch. 192, $8 per day for each day's actual service, with a maximum of $480 for any regular session and $240 for any special session, mileage 5 cents; New Mexico 1925 p. 334, $7 per diem, mileage 10 cents, $3 for each day's attendance during each session for expenses; North Dakota 1925 p. 314, $8 per diem, 10 cents per mile; South Dakota 1925 ch. 116 (defeated) $10 per diem, mileage 10 cents.

Methods of filling vacancies were prescribed in two states in 1925. Vermont No. 8 requires that the office of representative shall be filled by some one from the town where the vacancy occurs, on appointment by the governor. West Virginia ch. 56 authorizes appointment by the local party executive committee in case of death, and calls for elections in other cases.

Woman's right to membership is conceded by Iowa 1925 ch. 282, a joint resolution which agrees to a constitutional amendment striking out the word male from the list of qualifications for representatives.

Service of members on state boards, etc., was the subject of laws in three states. New York 1926 ch. 437 provides that there shall be two senators and two representatives on the state board of canvassers. North Carolina 1925 ch. 89 makes the chairman of the appropriation committee of the house and the chairman of the finance committee of the senate members of the advisory budget commission. Washington 1925 Extra ch. 45 includes two members of the legislature in the membership of the judicial council.

Officers and Employees. Ohio 1925 p. 525 provides for a state parliamentarian, term of office two years. Connecticut 1925 ch. 1 sets the salary of the clerk of bills at $4,500; Massachusetts 1926 ch. 268 fixes the salary of the present assistant clerk of the senate at $3,500; Florida 1925 ch. 10174, Kansas 1925 ch. 193, Kentucky 1926 ch. 69 and ch. 337, New Jersey 1926 ch. 43, North Carolina 1925 ch. 72, and Rhode Island 1925 ch. 581 fix the compensation of various officers, clerks and other employees. Florida and North Carolina include provisions for mileage and Florida also provides $240 each for the chaplains for each session. Mississippi 1926 ch. 357 authorizes the postmistress to employ a helper and fixes compensation.

Statute Revision and Compilation Commissions and Officers. Minnesota 1925 ch. 426 abolishes the statute compilation commission.

New Jersey 1925 ch. 110 creates an unpaid commission. Rhode Island 1926 ch. 790 provides for a commissioner at an annual salary of $6,000 with an annual appropriation for clerical help. Indiana 1925 ch. 58 makes the director of the legislative bureau ex officio reviser of the statutes and in that capacity a member of every codification or revision commission.

Printing Supervisor. A supervisor of printing for both houses of the legislature is provided for in West Virginia 1925 p. 538.

LESSER UNITS

City Councilmen. Maximum salaries are fixed by Louisiana 1926 No. 170.

SPECIFIED LOCALITIES

The following laws concern legislative bodies of specified cities, towns, and counties, i. e., boards of aldermen, city and county councils, etc.: cities, Florida 1925 Extra ch. 11575, Kentucky 1926 ch. 115, Louisiana 1926 Nos. 131, 155, 170, Massachusetts 1925 ch. 207, Massachusetts 1926 ch. 121, Missouri 1925 p. 305, Pennsylvania 1925 No. 149, South Carolina 1925 No. 4, Virginia 1926 chs. 23, 24, 25, 39, Wyoming 1925 ch. 37; towns, Delaware 1925 ch. 151, Nevada 1925 ch. 56, South Carolina 1925 No. 289; counties, Nevada 1925 ch. 142.

EXECUTIVE

CHIEF

STATE

Executive Departments, Governors, and Lieutenant Governors. New York 1925 p. 1147 proposes a constitutional amendment providing for an executive department (ratified). Chapter 546, Laws of 1926, provides for this department, which is to consist of five divisions: the division of the budget, the division of military and naval affairs, the division of standards and purchase, the division of interdepartmental relations, and the division of state police. The department of military and naval affairs is consolidated with the executive department. There is to be an assistant to the governor, who is to be appointed by the governor, by and with the advice and consent of the senate, and who is to hold office at the pleasure of the governor. The secretary to the governor may be appointed to this office. The total annual salary of the assistant to the governor, when serving also as secretary to the governor, is to be $12,000; when not so serving he is to receive such salary as may be fixed by the governor within the amount appropriated therefor. This act names the assistant to the governor as head of the executive department, but page 1603 proposes a constitutional amendment designating the governor as head of the executive department.

A 4-year term for governor was the subject of proposals for constitutional amendments in three states: Ohio 1925 p. 549, New York 1926 p. 1598, and South Carolina 1926 No. 520, South Carolina

including a provision for ineligibility for reelection. The Ohio and New York resolutions also provide that the term of the lieutenant governor shall be four years.

Salaries received attention in 9 states, New York 1926 p. 1599 setting the highest figure in a proposal for a constitutional amendment providing $25,000 for the governor and $10,000 for the lieutenant governor. Wisconsin, in 1925, p. 707 and p. 712, acted on two resolutions for constitutional amendments, the former being the first enactment of one granting the governor $10,000 and the latter the second enactment of one granting him $5,000. California 1925 p. 1401 proposes $10,000 for the governor and $4,000 for the lieutenant governor, also by constitutional amendment. Delaware 1925 ch. 53 provides $7,500 for the governor. The same sum was set by South Dakota 1925 ch. 116 in a proposed amendment to the constitution which also provided that the salary of the lieutenant governor should be double that of a state senator (defeated). Nevada 1925 ch. 70 fixes $7,000 as the governor's salary, and $15 per diem for the lieutenant governor for such time as he may be actually employed as presiding officer of the senate and also when in the absence of the governor he may act as governor. Traveling expenses are also allowed for the lieutenant governor. Colorado 1925 No. 6 proposes a constitutional amendment to allow the legislature to fix the salary of the governor, but no change is to be permitted during his term of office. Iowa 1925 ch. 18 provides that the compensation of the lieutenant governor while acting as president of the senate shall be double the compensation of a member of the general assembly: Indiana 1925 ch. 109 allows a per diem of $12 for such service.

A contingent fund of $1,500 annually is allowed to the governor by New Hampshire 1925 ch. 174.

An automobile is provided for the governor by Connecticut 1925 ch. 4.

The financial responsibilities of the governor are defined by South Dakota 1925 ch. 115 and by Idaho 1925 ch. 122, each of which makes him chief budget officer of the state, and by North Carolina 1925 ch. 89, which makes him head of the budget bureau and ex officio director of the budget.

Service of the governor as member of various state boards and commissions is called for as follows: budget commission, Florida 1925 ch. 10034 and Kentucky 1926 ch. 170; board of finance, New Mexico 1925 ch. 85; tax commission, Virginia 1926 ch. 147; banking board, Oregon 1925 ch. 207; commission on hail insurance rates, South Dakota 1925 ch. 203; board of public buildings and grounds, North Carolina 1925 ch. 315; military board, Wyoming 1925 ch. 163; board of conservation and development, North Carolina 1925 ch. 122 (chairman); forestry boards or commissions, Georgia 1925 p. 199, Idaho 1925

ch. 150, Mississippi 1926 ch. 161, Oregon 1925 ch. 281; board of timber commissioners, Minnesota 1925 ch. 276; park and forestry commission, Tennessee 1925 ch. 55; board of park commissioners Utah 1925 ch. 22 (president); geological survey board, Colorado 1925 ch. 66 (ex officio chairman); forestry, fish and game commission, Kansas 1925 ch. 257; commission of state institutions, Connecticut 1925 ch. 193; veterans' welfare finance committee, California 1925 ch. 430; soldiers' compensation board, South Dakota 1925 ch. 271 (ex officio chairman); board of parole, Rhode Island 1926 ch. 868; board of education, Rhode Island 1926 ch. 768, Tennessee 1925 ch. 115, and Virginia 1926 ch. 268 (the Virginia act a proposal for a constitutional amendment); text book commission, Arkansas 1925 No. 153, Kentucky 1926 ch. 77, Texas 1925 ch. 176 (chairman).

Texas 1925 ch. 13 abolishes the board, consisting of the governor, the commissioner of agriculture, and the commissioner of insurance and banking, created for the purpose of appointing a commissioner of markets and warehouses, and also abolishes the board of the supervisors of warehouses, consisting of the governor, the commissioner of agriculture, and the commissioner of insurance and banking, and transfers its duties, powers, etc., to the commissioner of agriculture.

The lieutenant governor is made a member of the state board of education by Rhode Island 1926 ch. 768.

Executive council. Minnesota 1925 ch. 426 creates an executive council.

Employees in the Governor's Office. Mississippi 1926 ch. 346 defines titles and fixes salaries of assistants in the office of the governor as follows: private secretary $2,500 a year, stenographer $1,500, stenographer and file clerk $1,500. Rhode Island 1926 ch. 773 authorizes the employment of an executive secretary, a chief clerk, and a clerical assistant, whose salaries are fixed by ch. 779 at $3,500, $2,000, and $1,500 respectively. New Hampshire 1925 ch. 174 provides for a secretary to the governor at an annual salary of $1,500. Nevada 1925 ch. 78 makes the secretary to the governor ex officio adjutant general without additional compensation.

LESSER UNITS

City Commissions, Mayors, etc. A 4-year term for mayors of cities is provided for by Virginia 1926 ch. 532 and by New Jersey 1926 ch. 333. Maximum salaries are fixed by Louisiana 1926 No. 170. New Jersey 1926 ch. 177 regulates granting of salary increases to mayors and to commissioners of cities under commission form of government. The duty of the mayor to hold a police court until a police judge or a judge of the superior court is elected is defined by Iowa 1925 ch. 126. The terms of office of members of ward

committees upon redivision of a city into wards is fixed by Massachusetts 1925 ch. 114.

Village Presidents and Trustees. Michigan 1925 No. 105 fixes term of office of village presidents. New York 1925 ch. 115 allows trustees compensation for specific duties, ch. 161 defines the status of presidents, ch. 295 relates to election and term of office of president and trustees. The same state 1926 ch. 391 relates to election and number of trustees.

County Commissions and Supervisors. The organization of boards of county commissioners is dealt with by Ohio 1925 p. 17. Annual meetings of supervisors are provided for by Michigan 1925 No. 70. Kentucky 1926 ch. 58 provides that commissioners may constitute a fiscal court and fixes their term of office; ch. 57 sets compensation of members of this court. Compensation of commissioners and supervisors is fixed by Colorado 1925 ch. 75, Michigan 1926 Extra No. 5, Mississippi 1926 ch. 215, ch. 216, New Hampshire 1925 ch. 171, Virginia 1926 ch. 535, and Washington 1925 Extra ch. 148. The New Hampshire law provides for necessary expenses, and all of the others except Mississippi provide for traveling expenses. Connecticut 1925 ch. 173 deals with traveling expenses only. New Jersey 1926 ch. 218 fixes salaries of freeholders and county supervisors. Ohio 1925 p. 485 allows additional compensation for work in connection with ditches, drainage improvements, etc., and Virginia 1926 ch. 535 allows additional pay for services in connection with road work.

Township Boards and Supervisors. Illinois 1925 p. 605 provides for election of supervisors, fixes their term of office, and authorizes assistants. Indiana 1925 ch. 166 fixes the compensation of trustees' assistants in taking the enumeration of voters. Michigan 1925 No. 197 fixes per diem of members of township boards and of supervisors. Pennsylvania 1925 No. 92 authorizes a state association of township commissioners and provides for payment of expenses. New Jersey 1926 ch. 97 permits reduction of the number of members of township committees from five to three.

SPECIFIED LOCALITIES

The following acts concern mayors and city commissioners in specified cities: Florida 1925 Extra ch. 11679, Kansas 1925 ch. 119, ch. 122, Kentucky 1926 ch. 115, ch. 125, Louisiana 1926 No. 2, No. 131, No. 155, Massachusetts 1925 ch. 207, 1926 ch. 121, Missouri 1925 p. 305, New Jersey 1926 ch. 341, New York 1925 ch. 435, South Dakota 1925 ch. 249, Virginia 1926 ch. 72, Wisconsin 1925 ch. 421 and Wyoming 1925 ch. 37.

Town managers, supervisors, etc., in specified towns are dealt with by New Hampshire 1925 ch. 339, New York 1925 chs. 112, 468, 469, 519, 546, New York 1926 ch. 89, ch. 207 and Virginia 1926 ch. 286.

Village presidents and trustees in specified villages are the subjects of Minnesota 1925 ch. 116, New York 1925 ch. 162, and New York 1926 ch. 335.

County commissioners, supervisors, etc., in specified counties are dealt with in California 1925 chs. 23, 24, 25, 26, 28, 32, 33, 34, 35, 36, 43, 47, 49, 51, 52, 53, 61, 67, 68, 69, 80, 94, 113, 119, 125, 338, 374, 381, 397, 422, 427, 456, 462, 465, 467, Colorado 1925 ch. 77, Florida 1925 chs. 10043, 10045, 10046, 10048, 10050, 10051, 10052, 10053, 10054, 10055, 10056, 10057, 10058, 10059, 10061, 10062, 10064, 10065, 10294, Florida 1925 Extra chs. 11345, 11346, 11347, 11348, 11350, 11352, 11355, 11642, Kentucky 1926 ch. 58, Louisiana 1926 No. 94, No. 161 (police jurors), Maine 1925 ch. 39 and ch. 64 (public laws), Minnesota 1925 chs. 7, 79, 81, 91, 143, 269, Nevada 1925 ch. 56, ch. 142, ch. 149, New York 1925 chapters 59, 258, 372, 452, 504, New York 1926 chs. 26, 96, 118, 201, 414, Oklahoma 1925 chs. 74, 163, 168, 169, 174, 182, 193, Oregon 1925 chs. 35, 57, 65, 68, 150, 171, 172, 180, 204, 205, 236, 259, 297, 329, South Carolina 1925 Nos. 22, 31, 47, 85, 92, 99, 112, 186, South Carolina 1926 Nos. 476, 495, 512, 602, Texas 1925 chs. 72, 118, 135, 171, Virginia 1926 ch. 283, ch. 464, West Virginia 1925 ch. 117, and Wisconsin 1925 ch. 135. New Jersey 1926 ch. 55, ch. 255, and ch. 256 relate to freeholders.

Township commissioners are the subject of Pennsylvania 1925 No. 237.

Trustees of special districts are dealt with in Florida 1925 Extra ch. 11791, Maine 1925 chs. 68, 78, 80, and 81 (private and special laws).

MINISTERIAL

STATE

Departments of State, Secretaries of State, Deputy Secretaries of State, etc. New York 1925 p. 1147 proposes a constitutional amendment providing for a department of state (ratified). Chapter 437, laws of 1926, provides for this department. In it there are to be five divisions: the division of the land office, the division of the state athletic commission, the division of the state racing commission, the division of the port wardens of the port of New York, and the division of Hell Gate pilots. There is also to be in the department a state board of canvassers. The organization of the existing department of state is continued as the department of state except as provided in this act, and except as it may be changed pursuant to law. The head of the department is to be the secretary of state, who is to be appointed by the governor by and with the advice and consent of the senate and who is to hold office until the end of the term of the governor by whom he was appointed. His salary is to be $12,000. He is authorized to appoint and to fix the compensation of necessary deputies, assistants, and other employees within the amount of the appropriation therefor. To the department of state are assigned the functions, duties, etc., of the office of secretary of state as now existing.

A motor vehicle bureau is established in the department of state by Vermont 1925 No. 70 and the secretary of state is made head of the bureau. North Carolina 1925 ch. 50 permits the corporation commission and the secretary of state to employ clerks, etc., to carry out the law on licensing motor vehicles; ch. 258 transfers to the commissioner of revenue the duties and authority of the secretary of state under motor vehicle laws.

Membership in various state boards and commissions is assigned to the secretary of state as follows: banking board, Oregon 1925 ch. 207; board of state canvassers, Michigan 1925 No. 351; budget commission, Florida 1925 ch. 10034; board of public buildings and grounds, North Carolina 1925 ch. 315; board of forestry, Georgia 1925 p. 199 and Idaho 1925 ch. 150; board of commissioners of the land office, New York 1926 ch. 437; board of advisers to administer the World War veterans' loan act, North Carolina 1925 ch. 155.

The office of secretary of state engaged the attention of several other states. A 4-year term is fixed by South Carolina 1926 No. 519, which ratifies a constitutional amendment to that effect, and by Ohio 1925 p. 549, which proposes one. Virginia 1926 ch. 271 proposes to so amend the constitution as to provide for appointment by the governor, subject to confirmation by the general assembly, for a term coincident with that of each governor making the appointment, with the proviso that the general assembly shall have power, by statute enacted after January 1, 1932, to provide for election or appointment in such manner and for such term as may be prescribed by statute. Salary adjustments by constitutional amendment were proposed by two states, California 1925 p. 1401 fixing $7,000 and South Dakota 1925 ch. 116 (defeated) $4,000. By statute, New Hampshire 1925 ch. 174 allows $4,000 and Nevada 1925 ch. 70, $3,600. Delaware 1925 ch. 44 provides that the secretary of state shall be secretary of the board of state supplies, and allows him, for the increased duty, $2,000 annually in addition to his salary as secretary of state. Minnesota 1925 ch. 216 allows for payment of his expenses in connection with elections. Idaho 1925 ch. 36 forbids him to charge fees for filing or indexing annual statements of corporations.

Deputy secretaries of state are provided for by Indiana 1925 No. 164, Vermont 1925 No. 12, and California 1925 ch. 280. California fixes a salary of $4,000 for each of two deputies and also provides for a statistician at $3,000. The salary of chief clerk is fixed at $3,600 by Florida 1925 Extra ch. 11365. Oklahoma 1925 ch. 64 sets the following salary schedule: assistant secretary of state $2,100, chief clerk, $1,800, cashier and bookkeeper $1,800, chief corporation and record clerk $1,800, two assistants to the record clerk, each $1,500, two stenographers each $1,500, one filing and mailing clerk $1,500. Rhode Island 1925 ch. 624 allows an assistant at $3,500, three clerks, one at a maximum salary of $3,000, one at a maximum of $2,500, and another at a maximum of $1,800, an engrossing clerk at a maximum of $2,300 which shall cover certain expenses, and extra assistance at an expense not exceeding $1,000 annually.

Clerkship of Consolidated Boards. Montana 1925 ch. 74 consolidates the clerkship of the state board of examiners with the clerkship of the consolidated boards.

LESSER UNITS

Clerks of Municipalities. New Jersey 1926 ch. 334 fixes the term of office and duties of city clerks. Maine 1925 ch. 160 (public laws) fixes fees of clerks of cities and towns. Illinois 1925 p. 605 fixes term of office of town clerks; New York 1926 ch. 413 and Wisconsin 1925 ch. 306 fix their fees. New York 1926 ch. 443 permits town clerks to appoint deputies. New York 1925 ch. 295 provides for clerks in villages and Wisconsin 1925 ch. 163 defines their duties with regard to elections. Minnesota 1925 ch. 216 provides for payment of expenses of clerks of municipal corporations in connection with elections. Michigan 1925 No. 343 Sec. 4 and North Dakota 1925 ch. 184 relate to city clerks and village clerks as local registrars of vital statistics.

County Clerks. Salaries of county clerks are fixed by New Jersey 1926 ch. 244 which also sets the salaries of chief clerks or first assistant deputies. New York 1926 ch. 413 fixes fees generally. Fees for issuing motor vehicle licenses, etc., are fixed by New York 1925 ch. 314, for issuing deer hunters' licenses by Michigan 1925 No. 306, for hunting and angling licenses by Virginia 1926 ch. 436, and for certificates required by the United States Veterans Bureau by New York 1926 ch. 681. Texas 1925 ch. 162 provides for compensation for having old probate records recorded, and the same state 1925 ch. 52 deals with compensation, deputies, and assistants of county clerks and district clerks. Montana 1925 ch. 2 fixes duty of county clerks with regard to annual reports. New York 1925 p. 1150 proposes a constitutional amendment providing that clerks of the several counties shall be clerks of the supreme court (ratified). New York 1926 ch. 24 provides for deputy county clerks. Kansas 1925 ch. 131 relates to service of county clerk as county assessor.

County Recorders. The term of office of recorders is fixed at two years by Ohio 1925 p. 483. Indiana 1925 ch. 164 allows them to appoint deputies. Arizona 1925 ch. 39 sets their fees. Idaho 1925 ch. 36 provides that no fee shall be charged for filing or indexing statements of corporations. New York 1925 ch. 569 defines term "recording officer" in counties. Louisiana 1926 No. 298 fixes the fee of recorder of mortgages for recording acceptance or default under building contracts lien law.

Clerks of the Peace in Counties. Delaware 1925 ch. 111 allows clerks of the peace compensation for their services in elections.

Commissioners of Deeds, Registers of Probate, etc. Indiana 1925 ch. 24, Maine 1925 ch. 15 (public laws), and New Jersey 1926

ch. 244 fix fees of commissioner of deeds; Vermont 1925 No. 139 repeals the law which prescribes them. Tennessee 1925 ch. 25 fixes fees for filing and indexing notices of liens for internal revenue taxes. Massachusetts 1926 ch. 380 fixes salaries of registers and assistant registers of probate and insolvency.

Township Clerks. Michigan 1925 No. 343 §4 and North Dakota 1925 ch. 184 relate to township clerks as local registrars of vital statistics.

Public Trustees. Colorado 1925 ch. 172 allows public trustees to appoint deputies.

SPECIFIED LOCALITIES

Clerks, assistant clerks, deputy clerks, etc., of specific cities are dealt with by Massachusetts 1926 ch. 8 and ch. 61, South Carolina 1926 No. 483, and Wyoming 1925 ch. 37; of specific towns by New York 1925 ch. 112 and ch. 655, New York 1926, ch. 87, ch. 207, and Massachusetts 1926 ch. 49; of specific villages by New York 1925 ch. 295 and ch. 297.

The recorder of deeds of specified city is the subject of Rhode Island 1925 ch. 684.

County clerks, and deputy county clerks, their salaries, etc., in specified counties are the subject of Arkansas 1925 No. 67 and No. 87, California 1925 chs. 23, 24, 25, 26, 28, 32, 33, 34, 35, 36, 43, 47, 49, 51, 52, 53, 61, 67, 68, 69, 80, 94, 113, 119, 125, 338, 371, 374, 376, 379, 381, 397, 401, 407, 422, 427, 446, 449, 456, 462, 465, and 467, Kansas 1925 chs. 132, 167, 169, Nevada 1925 ch. 89, ch. 125 New Hampshire 1925 ch. 171, New Jersey 1926 chs. 290, 307, 309, New Mexico 1925 ch. 59, New York 1925 chs. 244, 250, New York 1926 ch. 113, Oklahoma 1925 chs. 67, 69, 84, 139, 151, 188, 200, 205, Oregon 1925 chs. 35, 57, 68, 150, 172, 178, 180, 204, 205, 232, 243, 259, 297, 301, 329, South Carolina 1925 No. 152, and Wyoming 1925 ch. 88.

Registers of deeds, recorders of conveyances, etc., in specified counties are dealt with by Arkansas 1925 Nos. 4, 52, 141, Delaware 1925 ch. 95 and ch. 96, Illinois 1925 p. 520, p. 521, Kansas 1925 ch. 167 and ch. 169, Maine 1925 chs. 38, 40, 45 and 49 (public laws), Massachusetts 1925 ch. 246, Massachusetts 1926 ch. 98, Minnesota 1925 ch. 5, ch. 91, Nebraska 1925 ch. 99, Nevada 1925 ch. 142, New Hampshire 1925 ch. 132, New Jersey 1926 ch. 290, New York 1925 ch. 600, New York 1926 ch. 274, ch. 516, North Carolina 1925 ch. 18, ch. 44, Oregon 1925 ch. 35, ch. 243, ch. 259, and ch. 297, Pennsylvania 1925 No. 29, No. 39, and No. 227, and South Carolina 1925 No. 47 and No. 74. Louisiana 1926 No. 164 and No. 335 deal with the register of conveyances and recorder of mortgages in a specific parish. The California acts listed in the preceding paragraph on county clerks also deal with recorders.

FISCAL MANAGEMENT

STATE

Departments of Finance and Departments of Audit and Control: Organization, Personnel, etc. California 1925 ch. 430 makes the chairman of the state board of audit and control a member of the veterans' welfare finance committee. Idaho 1925 ch. 190 §4 prescribes duties of the commissioner of finance as custodian of securities. Illinois 1925 p. 580 and p. 585 designate officers in the department of finance and fix their salaries as follows: director of finance $7,000,

assistant director of finance $4,800, administrative auditor $4,800, superintendent of the budget $3,600, superintendent of department reports $3,600, statistician $4,000. A tax commission of five members at $6,000 each is also provided for.

Minnesota 1925 ch. 150 prescribes the membership and duties of the board of audit; ch. 426 places the department of administration and finance under the supervision and control of the commission of administration and finance, which is to consist of three members, one to be known as the comptroller, one as the commissioner of the budget, and one as the commissioner of purchases, and which is to be organized in three divisions. a comptroller's division, a budget division, and a purchase division. Commissioners are to be appointed by the governor for a 6-year term at a salary of $5,000 each. The comptroller is to be chairman of the commission. The board of audit is abolished and its duties are imposed upon the comptroller.

Montana 1925 ch. 167 provides for a centralized accounting system. New Mexico 1925 ch. 85 deals with a state board of finance, which is to consist of the governor, the state auditor, and three additional members to be appointed by the governor with the advice and consent of the senate. No more than two of the appointed members are to belong to the same political party and the term of office of members other than the governor and the state auditor is fixed at six years. A per diem of $10 is allowed for each appointed member, but no member is to receive compensation for more than ninety days in any one year.

New York 1925 p. 1147 proposes a constitutional amendment providing for a department of audit and control and a department of finance (ratified). The head of the department of audit and control is to be the comptroller, who is to be chosen at a general election and hold office for the same term as the governor and the lieutenant governor. Chapter 546, Laws of 1926, abolishes the board of estimate and control. Chapter 553 provides for a department of taxation and finance, which is to consist of a division of taxation and a division of finance. The organization of the department in relation to the existing state tax department, state tax commission, office of president and member of the tax commission, the state board of equalization, the state treasurer, and the office of the state treasurer, is prescribed. The head of the department of taxation and finance is to be the commissioner of taxation and finance, who is to be appointed by the governor, by and with the advice and consent of the senate, and who is to hold office until the end of the term of the governor by whom he was appointed. His salary is fixed at $12,000. Provision is made for necessary assistants. Chapter 614 provides for a department of audit and control. The head of the department is to be the comptroller, whose annual salary is to be $12,000. The canal debt sinking

fund is continued as now existing and all functions, powers and duties of the commissioners of the canal fund in relation to the canal debt sinking fund are assigned to the department of audit and control. The organization of the existing office of the comptroller is continued as the organization of the department of audit and control until changed by or pursuant to law.

Rhode Island 1926 ch. 780 creates the office of state commissioner of finance. Appointment is to be made by the governor, with the advice and consent of the senate, for a term of four years; salary $6,000. He is allowed to employ two assistants at salaries not exceeding $5,000 each, and other clerical assistance at an annual expense of not exceeding $7,000. South Carolina 1925 No. 179 creates a state finance committee consisting of the governor, the comptroller general, and the state treasurer.

South Dakota 1925 ch. 115 creates a department of finance. It is to be placed in charge of a secretary of finance who is to be appointed by the governor, term four years, salary $5,000. The department is to consist of four divisions: a division of audits and accounts, a division of purchasing and printing, a division of taxation, and a division of employment. Each division is to be in charge of a director, and a salary of $3,600 is allowed for each director except the director of employment, who is allowed $3,000. In the case of the director of audits and accounts, and the director of purchasing and printing, $3,600 is specified as the maximum salary. Assistants are provided for. The state auditor is to be ex officio director of the division of audits and accounts. The state tax commission is abolished.

State treasurers, auditors, and comptrollers, their terms, salaries, bonds, deputies, assistants, etc., engaged the attention of a number of legislatures. In five states they were the subject of constitutional amendments, either proposed or ratified. Virginia 1926 ch. 271 proposes an amendment providing that the treasurer shall be appointed by the governor, subject to confirmation by the general assembly, for a term coincident with that of each governor making the appointment, with the proviso that the general assembly shall have power, by statute enacted after January 1, 1932, to provide for the election or appointment of a state treasurer in such manner as shall be prescribed by statute. New York 1925 p. 1147 proposes an amendment to fix the term of office of the comptroller as the same as that of the governor and lieutenant-governor and to provide that his compensation shall not be changed during his term of office, and to designate him as head of the department of audit and control. Ohio 1925 p. 549 proposes an amendment for a 4-year term for the treasurer and for the auditor. A 4-year term for the comptroller general and

for the treasurer is assured by South Carolina 1926 No. 519 which ratifies an amendment to that effect.

California 1925 p. 1401 proposes an amendment fixing the salary of the comptroller and of the treasurer at $7,000 a year each, and South Dakota 1925 ch. 116 (defeated) proposes one allowing $4,000 each for the state auditor and the state treasurer. By statute Nevada 1925 ch. 70 fixes the salary of the treasurer and of the comptroller at $3,600 each. Washington 1925 extra ch. 90 grants the treasurer $4,000. Georgia 1925 p. 256 allows the auditor $6,000 and traveling expenses, fixes his bond at $10,000 and allows one assistant auditor at a maximum of $4,000, two examiners at a maximum of $3,000, two assistant examiners at a maximum of $2,400, and a steno-bookkeeper at a maximum of $1,800. Connecticut 1925 ch. 264 authorizes the board of control to determine the salaries of certain state officials, including those of the deputy treasurer and the deputy comptroller. The bond of the state treasurer is fixed by New Mexico 1925 ch. 123 at $1,000,000. Connecticut 1925 ch. 23 fixes his bond at $200,000 and provides for a deputy treasurer whose bond shall be $150,000. Ohio 1925 p. 91 provides that the treasurer shall give a separate and additional bond as custodian of funds of the teacher's retirement system. Minnesota 1925 ch. 426 makes the auditor ex officio commissioner of lands and timber. New Hampshire 1925 ch. 165 fixes the duty of the treasurer with regard to his accounts, Montana 1925 ch. 6 prescribes rules for his quarterly report. Vermont 1925 No. 18 defines the duties of the auditor in connection with his annual report. Duties of the attorney general and of the director of the budget with regard to examining accounts of the auditor and treasurer are fixed by North Carolina 1925 ch. 110. Massachusetts 1925 ch. 156 provides that the comptroller shall file annual statements with the budget commissioner.

Services of the treasurer, the auditor, and the controller as members of various state boards and commissions are provided for as follows;—treasurer: banking board, Oregon 1925 ch. 207; board of public buildings and grounds, North Carolina 1925 ch. 315; board of state canvassers, Michigan 1925 No. 351; board of timber commissioners, Minnesota 1925 ch. 276; veterans' welfare finance committee, California 1925 ch. 430; board of advisers to administer world war veterans' act North Carolina 1925 ch. 155 (treasurer of the board); auditor: tax commission, Virginia 1926 ch. 147; cooperative board of forestry, Idaho 1925 ch. 150; board of timber commissioners, Minnesota 1925 chapters 276 and 426; controller: police commission, Connecticut 1925 ch. 169; board of charities and corrections, Arkansas 1925 No. 49; veterans' welfare finance committee, California 1925 ch. 430.

Deputies are allowed to the state treasurer and the state auditor by Indiana 1925 ch. 164 if provision shall have been made for paying them for their services from the funds of the state. New York 1925 ch. 358 allows the comptroller three deputies at salaries to be fixed by him within amounts appropriated therefor by the legislature. California 1925 ch. 10 provides that the comptroller may appoint one deputy comptroller at $4,000, and one at $3,000 and also allows him to appoint and fix the salaries of one bookkeeper, one redemption tax expert, one franchise tax expert, one superintendent franchise tax department, one statistician, and other necessary clerical and expert assistants. The same state, 1925 ch. 271 permits the treasurer to appoint a deputy treasurer at $4,000, a cashier at $2,700, a bond officer at $2,700, a deposit officer at $2,700, a bookkeeper at $2,400, and a secretary-stenographer at $1,500, and ch. 330 allows him to employ four clerk-watchmen at $1,800 each. Florida 1925 Extra ch. 11365 fixes the salary of the chief clerk in the office of the state treasurer at $3,600. Rhode Island 1925 ch. 613 allows the auditor a chief clerk at a maximum salary of $2,500, one clerk at a maximum of $2,200, one at a maximum of $1,500, two at a maximum of $1,300, one at a maximum of $1,200, and appropriates a maximum sum of $10,000 annually therefor, and also, by 1925 ch. 633 authorizes the general treasurer to employ clerical assistance at an annual expenditure of $10,200 but provides that the compensation paid to any one person shall not exceed $3,000 per year. This maximum annual expenditure is raised from $10,200 to $10,500 by 1926 ch. 865.

Arkansas 1925 No. 88, which creates the office of commissioner of insurance and revenues, abolishes a number of positions in the offices of the treasurer, the auditor, and the controller, in connection with the collection of taxes; No. 365 provides that the auditor shall appoint an assistant highway warrant clerk at $2,000 a year, and a highway voucher and warrant bookkeeper at $1,800, and that the treasurer shall appoint a register of highway warrants and accounts at $2,000. Mississippi 1926 ch. 342 authorizes the auditor of public accounts to employ two additional clerks at $1,800 each, to examine reports etc., in connection with gasoline tax. Georgia 1925 p. 66 provides for a clerk in the comptroller-general's office to collect the occupation tax on fuel distributors, and fixes his salary at a maximum of $4,200. Iowa 1925 ch. 6 authorizes the treasurer to employ help to carry out the provisions of the gasoline tax law. Tennessee 1925 ch. 6 authorizes the governor to appoint the director of the excise tax division of the department of taxation and finance an inspector-at-large and to appoint one deputy inspector-at-large from the department of commissioner of finance

and taxation for the inspection of petroleum products and their substitutes.

A state examiner is provided for by Wyoming 1925 ch. 155. His term of office is fixed at four years and his salary at $4,800. He is allowed to appoint necessary examiners and assistant examiners, one of whom shall be designated as deputy state examiner, and necessary clerical help, and he is authorized to decide their salaries, with the approval of the governor, provided that the minimum salary of any examiner and assistant examiner shall be $1,800 and the maximum $3,600. Expenses are allowed. Ohio 1925 p. 479 fixes the compensation of state examiners and assistant examiners according to their grade, and provides for mileage. Minnesota 1925 ch. 426 abolishes the office of public examiner and transfers his authorities and duties to the comptroller. North Dakota 1925 ch. 195 fixes the examiner's duties. The same state 1925 p. 316 deals with his duties with regard to reports of industrial institutions. Idaho 1925 ch. 121 relates to sessions of the state board of examiners. North Carolina 1925 ch. 218 repeals the law relating to the examination of county offices and officers by the state auditor. Kentucky 1926 ch. 174 fixes the duties of the inspector and examiner in connection with a uniform system of accounting in state and county governments.

Budget Commissions: Organization, Personnel, etc. Florida 1925 ch. 10034 and Kentucky 1926 ch. 170 create budget commissions. The Florida law names the governor, the secretary of state, the comptroller, the state treasurer, the attorney general, the commissioner of agriculture and the state superintendent of public instruction as members. Kentucky's commission is to be composed of the governor, the chairman of the state tax commission, and the auditor of public accounts. Kentucky, by the same act, creates the office of state budget officer, and provides that the state inspector and examiner shall by virtue of his office be the state budget officer and ex officio secretary of the budget commission. The duties of the auditor of public accounts in connection with the budget are defined. Indiana 1925 ch. 29 provides for a state budget committee, of which the state examiner of the state board of accounts is to be chairman. Four other members are to be appointed by the governor within 10 days after each general November election, two of whom shall be members elect or hold-over members of the state senate and two members elect of the house of representatives. No more than two of the members appointed from the general assembly are to be members of the same political party. Members other than the state examiner are allowed a per diem of $10 and traveling expenses. The examiner is granted $2,000 annually in addition to his salary as examiner of the board of accounts for his services in preparing a budget report and a

budget bill. He is authorized to appoint a budget clerk at a salary of $3,600 and to employ other necessary assistants. Minnesota 1925 ch. 426 provides for a division of the budget in the department of finance. It is to be in charge of the commissioner of the budget whose salary is to be $5,000.

North Carolina 1925 ch. 89 creates a budget bureau with the governor as its head. The governor is made ex officio director of the budget and is authorized to appoint an assistant to the director whose term is fixed at four years. An advisory budget commission is provided for. Its membership is to be composed of the chairman of the appropriation committee of the house and the chairman of the finance committee of the senate and two other persons to be appointed by the governor. Compensation is fixed at $10 per day for each member. Expenses are allowed. An amendment, 1925 ch. 230, fixes the duties of the director of the budget with regard to improvements in state institutions. Idaho 1925 ch. 122 creates a budget bureau in the office of the governor, and makes the governor the chief budget officer of the state. Illinois 1925 p. 580 and p. 585 fix the salary of the superintendent of the budget at $3,600. New York 1926 ch. 546 provides for a division of the budget in the executive department. The head of the division is to be the director of the budget, who is to be appointed by the governor and hold office at his pleasure. He is to receive such salary as the governor may prescribe within the amount appropriated therefor. Assistants are provided for. The board of estimate and control is abolished, and its functions, powers, duties, etc., in so far as they are not inconsistent with the provisions of this act, are transferred to the governor, and are to be exercised and performed by him with the assistance of the division of the budget.

Kansas 1925 ch. 260 provides for a state budget director to be appointed by the governor with the advice and consent of the senate at an annual salary of $4,500. Expenses are allowed. The governor is also authorized to appoint an assistant budget director at $3,000. The budget director is allowed to employ a clerk at a maximum salary of $1,500 and such special assistants as are authorized in writing by the governor. Wyoming 1925 ch. 130 provides for an assistant budget officer at a salary of $4,000 a year.

Sinking Fund Commissions. North Carolina 1925 ch. 62 creates a sinking fund commission to be composed of the governor, the state treasurer, and auditor.

Depository Boards. Arkansas 1925 No. 150 outlines the organization of the state depository board.

Loan Commissioners. The board of loan commissioners is abolished by New Mexico 1925 ch. 94. Its powers and duties are transferred to the state board of finance.

Municipal Accounts Department. A department of municipal accounts and the office of commissioner of municipal accounts are the subject of New Jersey 1926 ch. 245. The commissioner is to be appointed by the state treasurer, for a term of three years at a salary of $6,000 per year. A deputy commissioner is provided for.

Tax Departments and Tax Commissions: Organization, Personnel, etc. Kansas 1925 ch. 258 abolishes the state tax commission and transfers its powers, duties, etc., to the public service commission which the act creates. All acts relating to the state tax commission and the inheritance tax commission are made applicable to the public service commission. Michigan 1925 No. 155 creates a state tax department to be administered by three commissioners appointed by the governor for a 4-year term at an annual salary of $5,000 each. Expenses are allowed. The department is authorized to employ necessary assistants, whose number and compensation are to be subject to the approval of the state administrative board. New York 1925 p. 1147 proposes a constitutional amendment providing for a department of taxation and finance (ratified); 1926 ch. 286 provides that the commissioners of the land office and the members of the tax commission shall constitute the state board of equalization; ch. 553 provides for a department of taxation and finance, which is to consist of a division of taxation and a division of finance, and prescribes its organization in relation to the existing state tax department, state tax commission, and state board of equalization.

Virginia 1926 ch. 147 and Washington 1925 ch. 18 create tax commissions. The Virginia commission is to consist of the governor and the auditor of public accounts, ex officio, and one member to be quadrennially appointed by the governor, subject to confirmation by the general assembly. The appointive member is to be chairman of the commission and is to be known as the state tax commissioner. His compensation is to be fixed by the governor. The Washington commission is to be composed of three members appointed by the governor with the consent of the senate for a term of six years at a salary of $6,000 a year. Each member is to furnish a bond of $5,000. The commission is authorized to employ a secretary and other necessary employees and to incur other necessary expenses within the limits of its appropriations. The members of the tax commission are to constitute a state board of equalization, by 1925 Extra ch. 130. Illinois 1925 p. 580 and p. 585 provide for a tax commission of five members in the department of finance and fix the salary of commissioners at $6,000 each. Minnesota 1925 ch. 426 provides that the department of taxation as now created under the title of the tax commission shall be continued in charge of the commission. Ohio 1925 p. 470 makes the tax commission part of the department of finance for administrative purposes in certain respects.

Arkansas 1925 No. 88, which abolishes the office of insurance commissioner and state fire marshal, creates the office of commissioner of insurance and revenues. The commissioner is to be appointed by the governor, by and with the advice and consent of the senate, for a term of four years. His salary is fixed at $4,000, bond $50,000. Deputies and assistants are provided for. New Jersey 1926 ch. 212 provides that the state board of taxes and assessment shall consist of five members appointed by the governor with the advice and consent of the senate for a term of three years. Not more than three members are to belong to the same political party. The governor is to designate one of the appointees as president of the board. The salary of each member except the president is to be $4,500; the president's salary is to be $5,500. South Dakota 1925 ch. 115 abolishes the tax commission in a general reorganization of the state government, and creates in the department of finance a division of taxation in charge of a director of taxation under the general supervision of the secretary of finance. The director of taxation is authorized to appoint an assistant director, with the consent and approval of the governor. The salary of the director of taxation is fixed at $3,600 and the same sum is named as the maximum salary of the assistant director if one be appointed; ch. 203 makes the chairman of the tax commission a member of the commission on hail insurance rates. Connecticut 1925 ch. 109 contains provisions for the appointment of a tax commission by the governor, with the advice and consent of the senate, for a term of four years.

North Carolina 1925 ch. 102 provides for a state board of of assessments to be composed of the commissioner of revenue, the attorney general, and the chairman of the corporation commission. The same state, 1925 ch. 158, transfers to the department of revenue the duties to collect taxes heretofore collected by the department of the secretary of state and the department of insurance; 1925 ch. 182 fixes the duties of the commissioner of revenue with regard to taxes collected in counties; and 1925 ch. 258 transfers to the commissioner of revenue all duties and authority of the secretary of state under motor vehicle laws. Tennessee 1925 ch. 6 authorizes the governor to appoint the director of the excise tax division of the department of finance and taxation an inspector-at-large for the inspection of petroleum products and their substitutes. Virginia 1926 ch. 188 provides that the state tax commission shall appoint examiners of records for territorial districts and fixes the term of the examiners at four years. Minnesota 1926 ch. 286 abolishes the office of state revenue agent and creates the office of state tax collector, who is to be chosen by election for a 4-year term. He is to be allowed to appoint necessary deputies, not to exceed 10 at any one time. His compensation and that of his deputies is to be the same as that now provided

by law for the state revenue agent and his deputies and assistants. (ch. 330 Laws of 1924 allows $5,000 for the revenue agent and a maximum of $5,000 for the deputy agent.) The present revenue agent is to discharge the duty of the tax collector until the next election and is authorized to employ an attorney at a maximum salary of $5,000. Duties of the board of state tax commissioners in cases of appeals by township or city supervisors are prescribed by Michigan 1925 No. 85. Kentucky 1926 ch. 170 makes the chairman of the tax commission a member of the budget commission.

Officers, agents, and employees of the state tax commission are provided for by Oregon 1925 ch. 316 which authorizes the commission to appoint them and fix their salaries. Secretaries of tax commissions were specifically considered by three states. Louisiana 1926 No. 266 fixes a salary of $3,600 and bond of $10,000 and authorizes necessary clerks, etc. Mississippi 1926 ch. 327 prescribes qualifications, duties, and powers and ch. 328 sets a salary of $2,700 and authorizes an additional clerk for the equalization department at $2,400. Rhode Island 1925 ch. 637 prescribes the method of election. The same act authorizes the employment of clerical assistance, including one chief clerk at a maximum salary of $3,500 and such additional help as may be required at an annual expense not exceeding $14,200. New Hampshire 1925 ch. 176 and ch. 179 provide that the tax commission may appoint a municipal accountant at a maximum salary of $1,800, and other necessary assistants, and strike out references in existing laws to the chief clerk of the tax commission department and the clerk on municipal accounting and their salaries.

Inheritance tax commissioners were dealt with by Wyoming 1925 ch. 78 and Virginia 1926 ch. 488. The Wyoming act provides that the state insurance commissioner shall be ex officio inheritance tax commissioner. The Virginia act takes away from county and city courts the power to appoint inheritance tax commissioners and vests that power in the state tax commission. An inheritance tax attorney at a salary of $4,200 and five assistant inheritance tax attorneys, three at $3,000 each, and two at $4,200 each are provided for by California 1925 ch. 278. Montana 1925 ch. 150 fixes the powers and duties of the state board of equalization in relation to the inheritance tax and also fixes duties of special appraisers.

Income tax collection fees of officers are provided for by Massachusetts 1925 ch. 186.

LESSER UNITS

Fiscal Courts. Kentucky 1926 ch. 57 and ch. 58 relate to fiscal courts in counties.

Treasurers, Auditors, Examiners, etc. Virginia 1926 ch. 532 provides for the election of city treasurers; ch. 198 relates to compensation of county and city treasurers, commissioners of the revenue and examiners of records; ch. 560 fixes duties of treasurers of counties and auditors of cities. New York 1926 ch. 451 provides for the employment of town auditors. Vermont 1925 No. 59 prescribes their duties. Michigan 1925 No. 105 fixes the term of village treasurers and assessors at one year. New York 1926 ch. 243 relates to compensation of village treasurers who are custodians of school moneys in union full school districts. Massachusetts 1926 ch. 65 provides that city and town treasurers shall give bonds. Iowa 1925 ch. 128 fixes the duties of accounting officers in cities and towns with regard to filing reports. Salaries of county auditors, treasurers, and assessors are fixed by Washington 1925 Extra ch. 148. Indiana 1925 ch. 164 allows county auditors, county treasurers, and township assessors to appoint deputies. The same state, 1925 ch. 138, allows a per diem of $5 to county auditors in connection with registration. Kentucky 1926 ch. 172 (repealed) provides for compensation to the county treasurer out of school funds for his work in connection with the fiscal affairs of the common schools. North Dakota 1925 ch. 119 repeals the law on commissions allowed county treasurers on bond issues. Iowa 1925 ch. 95 requires county treasurers to furnish $10,000 bond. New Mexico 1925 ch. 123 fixes the amount of the bonds to be given by county and municipal treasurers. Texas 1925 ch. 103 relates to the bond of the county treasurer as treasurer of a navigation district. South Dakota 1925 ch. 292 requires township treasurers to file bonds. Montana 1925 ch. 3 requires county treasurers to settle with county commissioners quarterly; ch. 47 relates to their settlement with the state treasurer. Ohio 1925 p. 250 fixes duties of county auditors with regard to false tax returns; p. 371 outlines their duties with regard to the budget and provides for an annual report of the auditor or chief fiscal officer. Idaho 1925 ch. 169 prescribes their duties in relation to settlement with municipalities. Illinois 1925 p. 367 fixes the term of office of treasurer of drainage districts at two years, and outlines their duties. Tennessee 1925 ch. 115 fixes the duty of the county trustee in connection with school funds. New York 1925 ch. 86 relates to the compensation of the treasurer and collector in union free school districts. Wisconsin 1925 ch. 275 relates to duties and bonds of school district treasurers. Kentucky 1926 ch. 172 provides for compensation to be paid to the county treasurer out of school funds for his work in connection with fiscal affairs of the common schools.

Budget Commissions. Kentucky 1926 ch. 171 creates a budget commission for each county.

Tax Commissions, Tax Officers, Equalization Boards, etc. New Jersey 1926 ch. 229 provides for boards of assessors in municipalities governed by an improvement commission, the boundaries of which improvement commission are coextensive with those of such municipality, and abolishes the office of assessor; 1926 ch. 276 relates to membership, terms, and salary of county boards of taxation; 1926 ch. 312 authorizes townships and boroughs to appoint boards of assessors and regulates the compensation of members. Virginia 1926 ch. 147 creates local boards of equalization of assessments of property in each city and county and repeals the act to create local boards of equalization of assessments of real estate. New Mexico 1925 ch. 102 fixes composition of county boards of assessors and duties of county assessors. Washington 1925 ch. 31 prescribes membership of county boards of equalization and fixes a per diem of $5 for each member. This act is repealed by 1925 ch. 130 Extra, which provides for county, township and state boards of equalization, fixes bond and oath of office of assessors, provides for deputies and fixes their compensation. North Carolina 1925 ch. 102 provides for county and municipal boards of equalization and review. South Carolina 1926 No. 489 provides for a forfeited land commission in each county. Texas 1925 ch. 25 provides for boards of equalization for water control and improvement districts.

Assessors, collectors, their deputies, clerks, etc., also received attention. New York 1925 ch. 465 fixes compensation of assessors in towns; ch. 115 and ch. 295 relate to the offices of treasurer, collector, and assessor in villages. Illinois 1925 p. 605 provides for the election of town and township assessors and collectors and fixes their term of office. Kansas 1925 ch. 131 relates to the election, suspension, etc., of county assessors and to the service of county clerk as county assessor. Louisiana 1926 No. 75 fixes the liability of the tax collector on bond; No. 349 fixes the compensation of sheriffs and ex officio tax collectors in the various parishes. North Carolina 1925 ch. 102 provides for a county supervisor of assessments, fixes duties and compensation of township list-takers and assessors, of municipal tax assessors and assistants, etc. Arkansas 1925 No. 51 fixes the salary of the assessor of each county at $4,000 and authorizes him to employ one chief deputy at a maximum salary of $3,000, one deputy at a maximum of $2,400, three at a maximum of $2,100, and one at a maximum of $1,800. Mississippi 1926 ch. 296, Missouri 1925 p. 367, and Texas 1925 ch. 150 also fix the compensation of tax assessors in counties. Texas 1925 ch. 52 relates to the compensation, deputies, and assistants of collectors and assessors in counties and districts. Ohio 1925 p. 418 fixes the duties of the county auditor in the assess-

ment of real estate and provides for the employment of experts, deputies, and clerks, and for their compensation. The same state 1925 p. 486 provides that the county auditor shall be assessor and provides for experts, deputies, etc.

Virginia 1926 ch. 526 abolishes offices of assessors of lands, places their duties and powers in the hands of commissioners of revenue, and provides for compensation of commissioners of the revenue for performing additional duties. The same state, 1925 ch. 584, fixes fees of officers for levying or distraining for taxes. Montana 1925 ch. 43 provides for traveling expenses of county assessors and their deputies. Florida 1925 ch. 10033 fixes the bond of county tax collector. Kentucky 1926 ch. 175 fixes duties of sheriff or collector of state and county revenue with regard to reports on collection of taxes. Nevada 1925 ch. 122 provides for clerical help for county assessor in licensing and registration of motor vehicles. New Mexico 1925 ch. 26 provides for special collectors of delinquent taxes. Michigan 1925 No. 327 fixes the duty and compensation of township assessors in connection with dog licenses. Texas 1925 ch. 25 provides for tax assessor and collector in water control districts.

SPECIFIED LOCALITIES

Finance commissions and departments in specified cities are the subject of Kentucky 1926 ch. 115 and Massachusetts 1926 ch. 297. Louisiana 1926 No. 2 deals with the city finance commissioner.

The town board of sinking fund commissioners in a specific town is the subject of Rhode Island 1925 ch. 745.

County bond trustees and boards of bond trustees in specific counties are abolished by Florida 1925 Extra ch. 11343. South Carolina 1926 No. 482 relates to a sinking fund commission in a specified county, No. 486 to a county finance board. Missouri 1925 p. 170 and p. 175 relate to boards of estimate of revenue in certain counties. Michigan 1925 No. 339 deals with a county board of auditors.

Treasurers and auditors of specific municipal corporations and of specific counties and townships, their salaries, deputies, assistants, clerical help, bonds, duties, etc., are dealt with in the following acts: cities, Rhode Island 1925 ch. 708, Virginia 1926 ch. 577, Wyoming 1925 ch. 37; towns, Connecticut 1925 ch. 25, Nevada 1925 ch. 56, New York 1925 ch. 650; New York 1926 ch. 67; villages, New York 1925 ch. 297, New York 1926 ch. 335; cities and counties, Nebraska 1925 ch. 43; counties, Arkansas 1925 Nos. 30, 44, 55, 134, California 1925 chs. 23, 24, 25, 26, 28, 32, 33, 34, 35, 36, 43, 47, 49, 51, 52, 53, 61, 67, 68, 69, 80, 94, 113, 119, 125, 338, 371, 374, 376, 379, 381, 397, 401, 407, 422, 427, 446, 449, 456, 462, 465, 467, Florida 1925 Extra ch. 11470, Georgia 1925 p. 266, Illinois 1925 p. 263, 326, Indiana 1925 ch. 192, ch. 199, Kansas 1925 ch. 132, ch. 167, ch. 169, Kentucky 1926 ch. 115, Louisiana 1926 Nos. 155, 278, Minnesota 1925 chs. 5, 17, 77, 78, 82, 91, 108, 146, 181, 325, 346, 372, 398, Nevada 1925 ch. 125, New Hampshire 1925 ch. 131, New Mexico 1925 ch. 56, New York 1925 ch. 16, ch. 638, New York 1926 ch. 142, Oklahoma 1925 chs. 69, 84, 139, 151, 180, 190, 193, 200, 209, Oregon 1925 chs. 32, 35, 57, 65, 68, 150, 172, 178, 180, 204, 205, 232, 236, 248, 259, 297, 305, 329, Pennsylvania 1925 No. 29, No. 227, South Carolina 1925 Nos. 18, 38, 47, 53, 83, 85, 99, 107, 117, 128, 134, South Carolina 1920 Nos. 500, 510, 512,

Texas 1925 ch. 70, Washington 1925 Extra ch. 148, Wyoming 1925 ch. 88; towns and townships, Illinois 1925 p. 605; school districts, New York 1926 ch. 498 and Pennsylvania 1925 No. 228.

Taxation and assessment boards, equalization boards, etc., in specific localities are the subject of the following laws: city, Rhode Island 1925 ch. 681; towns, New York 1925 ch. 478; counties, Arkansas 1925 Nos. 222, 227, New Jersey 1926 ch. 170, ch. 261, New York 1925 ch. 149, North Carolina 1925 ch. 105, Oklahoma 1925 ch. 176, South Carolina 1926 No. 479; township, Arkansas 1925 Nos. 69, 222, 227. New Jersey 1926 ch. 114 and ch. 234 refer to secretaries of certain county boards of taxation.

Tax collectors, assessors, etc., and their deputies, assistants, salaries, etc., in specified municipalities and counties are dealt with as follows: cities, Iowa 1925 ch. 129, Louisiana 1926 No. 151, Massachusetts 1925 chs. 40, 44, 106, New Jersey 1926 ch. 303, ch. 340; towns, Connecticut 1925 ch. 18, Delaware 1925 ch. 125, ch. 148, New York 1925 ch. 112, ch. 148, ch. 478; New York 1926 ch. 161, ch. 207, South Carolina 1925 Nos. 76, 77; village, New York 1925 ch. 537; counties, Arkansas 1925 Nos. 38, 76, 85, 145, 146, 163, 251, Florida 1925 chs. 10042, 10132, 10148, 10180, 11371, Georgia 1925 pp. 79, 154, 161, 163, 265, 266, Louisiana 1926 Nos. 41, 78 (parishes), Nevada 1925 ch. 16, ch. 142, New Mexico 1925 ch. 56, New York 1925 ch. 77, ch. 325, ch. 546 (§4), New York 1926 ch. 328, Oklahoma 1925 chs. 48, 68, 181, 185, 193, 194, Oregon 1925 chs. 35, 57, 65, 68, 150, 172, 178, 180, 204, 205, 232, 236, 259, 297, 305, 329, South Carolina 1925 Nos. 93, 102, 133, South Carolina 1926 Nos. 497, 529, 546, Texas 1925 ch. 70, Washington 1925 Extra ch. 148; towns and townships, Illinois 1925 p. 605; school district, New York 1926 ch. 498. The California acts listed in the paragraph above on treasurers and auditors also refer to tax assessors, etc.

PROPERTY, SUPPLIES, AND PURCHASING AGENCIES

STATE

Public Buildings and Grounds Bureaus and Commissions: Organization, Personnel, etc. New York 1925 p. 1147 proposes a constitutional amendment providing for a department of architecture and a department of public works (ratified). Chapter 343, Laws of 1926, reduces the number of departments called for by this amendment and provides for a department of public works, but not for a department of architecture. Chapter 348 establishes a division of architecture in the department of public works. The head of the division is to be the state architect, who is to be appointed by the superintendent of public works. In the division there is to be a bureau of fine arts, which is to be in charge of the commission of fine arts provided for in the public buildings law. The commission of fine arts is transferred to the department of public works. In lieu of the bureau of public buildings, there is to be a division of public buildings in the department of public works. A state board of public buildings and grounds, composed of the governor and the secretary of state, the treasurer, and the attorney general is provided for by North Carolina 1925 ch. 315. A keeper of the capitol is to be named by the commission, and he is authorized to appoint and supervise all assistants. His bond is fixed at a minimum of $250. A

custodian and janitor for the state departments building is also authorized. California 1925 ch. 161 creates a state building finance board. Illinois 1925 p. 573 provides for watchmen for public buildings in the capital city. Montana 1925 ch. 124 fixes salaries of watchmen and guides at the state capitol building at $3.50 per day, of janitors at $4 per day, of engineers at $5, and of head engineer and carpenter at $5.50. New Jersey 1925 ch. 151 authorizes the comptroller of the treasury to appoint a committee of three persons, one of whom shall be the state purchasing agent, to make surveys and appraisals of state property from time to time.

Officers and personnel in the department of purchases and construction are designated by Illinois 1925 p. 580 and p. 585 as follows: director of purchases and construction $7,000, assistant director of purchases and construction $5,000, state purchasing agent $6,000, superintendent of printing $5,000, superintendent of waterways $5,000, supervising architect $5,000 and supervising engineer $5,000. The duties of the board of art advisors, the board of water resource advisors, and the board of building advisors as advisory and nonexecutive boards are outlined.

Purchasing Agencies, Supply Boards, etc. In addition to Illinois, which is noted above, five states passed laws relating to purchasing agencies, supplies, printing, etc. New York 1926 ch. 546 provides for a division of standards and purchase in the executive department. It is to be in charge of a superintendent of standards and purchase, who is to be appointed by the governor and hold office during the governor's pleasure. His salary is to be fixed by the governor within the amount appropriated therefor. Necessary deputies, assistants, etc., are provided for. There is to be in the division of standards and purchase a bureau of standards. At the head of the bureau is to be the the director of standards, who is to be appointed and be removable by the superintendent of standards and purchase, who may prescribe his salary and appoint necessary assistants within the amount appropriated therefor. The existing state department of purchase and the existing bureau of standards are abolished and their powers and duties are transferred to the division of standards and purchase. The functions of the board of estimate and control in respect to public printing are also transferred to the division of standards and purchase. South Dakota 1925 ch. 115 creates a division of purchasing and printing in the state department of finance. The director of the division, if holding no other appointive or elective office, is to receive an annual salary not to exceed $3,600, and is authorized to appoint an assistant director at a maximum annual salary of $3,000.

Kentucky 1926 ch. 180 creates a state purchasing commission of three members. The chairman is to be appointed by the governor and is to hold office at the governor's pleasure. His salary is fixed at

$5,000. The commissioner of public utilities and one of the members of the state highway commission are, ex officio, to constitute the other two members of the commission and are to serve without additional compensation. Minnesota 1925 ch. 426 provides for a purchase division in the department of administration and finance. It is to be in charge of a commissioner of purchases, whose salary is to be $5,000. Delaware 1925 ch. 44 designates the secretary of the state as the secretary of the board of state supplies and allows him $2,000 annually for the increased duty. The board is authorized to employ a clerk and other necessary assistants, and mileage of 3½ cents a mile for travel on business of the board is allowed to members and employees. A maximum sum of $4,000 annually is appropriated for these expenses. Nevada 1925 ch. 70 fixes the salary of the superintendent of state printing at $3,600.

LESSER UNITS

Public Buildings Officers. Ohio 1925 p. 217 permits county commissioners to transfer the control and management of soldiers' memorial buildings to boards of trustees who are to be appointed by the commissioners for a term of five years.

Purchasing Agencies, etc. A county purchasing department or agency may be established by the board of supervisors of any county, by New York 1925 ch. 502. The supervisors may appoint a purchasing agent to be the head thereof and he in turn may appoint and remove such assistants and employees at such compensation as the board of supervisors may authorize.

SPECIFIED LOCALITIES

A city commissioner of public property in certain cities is provided for by Kentucky 1926 ch. 125. The same state 1925 ch. 115 §27 relates to city buyers in certain cities. Pennsylvania 1925 No. 36 establishes departments of supplies in cities of the first class. South Carolina 1925 No. 441 deals with a courthouse commission. Rhode Island 1925 ch. 625 refers to the janitor of a courthouse.

ELECTIONS

STATE

Michigan 1925 No. 351 provides that the secretary of state, the state treasurer, and the superintendent of public instruction shall constitute the board of state canvassers. New York 1926 ch. 437 provides for a state board of canvassers in the department of state. It is to be composed of the attorney general, who is to be chairman, and two senators and two assemblymen. The method of selecting the four members from the legislature is prescribed. Members of the board are to hold office during their terms of office as attorney general and members of the legislature, respectively. The state returning board is authorized by Rhode Island 1925 ch. 641 to employ a secretary and clerical assistance, and the salaries of the members of

the board and of the secretary and the amount allowed for clerical help are fixed as follows: in years when an election of general officers is held, chairman of the board $850, other members $750, secretary $1,000, clerical help a maximum of $1,500; other years, chairman and other members of the board $25 each, for each day of actual service as members of the board, secretary $25 for each day of actual service as secretary, clerical help a maximum of $200. Delaware 1925 ch.106 relates to appointments, duties, and salaries of registration officers in election districts for general elections.

LESSER UNITS

Massachusetts 1925 ch. 91 provides for appointment of additional election officers in cities. Connecticut 1925 ch. 192 fixes duties of registrars and deputy registrars in towns, and provides for their removal. Maine 1925 ch. 106 (public laws) relates to the appointment of additional election clerks in cities, towns, and plantations. The pay of election officers and of members of electoral boards in cities and counties is fixed by Virginia 1926 ch. 521. Michigan 1925 No. 197 fixes a per diem of $5 for members of boards of registration, inspectors of elections and clerks of the polls, in townships. The same state, 1925 No. 351, also relates to boards of registration in townships and cities, inspectors, clerks, canvassers, etc., and allows township and city clerks to employ assistants for election work, and No. 219 provides for boards of registration in school districts. Illinois 1925 p. 369, 370 and 372 fix salaries of election commissioners, chief clerks, assistant chief clerks and judges and clerks of election in cities, villages, and incorporated towns, according to size; p. 371 and p. 372 fix salaries of these officers in counties, also according to size. County boards of elections and registration and their employees received attention in several other states. Indiana 1925 ch. 138 allows a per diem of $5 for members of boards of registration, provides for an equal number of clerks from each of the two political parties represented on the board and allows them compensation for their services in compiling and indexing registration books at the rate of 2 cents for each person registered.

New Jersey passed three laws relating to election officials in 1926: ch. 224 fixes salaries of county boards of elections and clerks of boards and of stenographer; ch. 322 outlines the organization of county election boards and prescribes the method of selection of district boards of election and registry and fixes their term of office at one year; ch. 328 designates the commissioner of registration in counties and provides for clerical assistance. Utah 1925 ch. 34 relates to judges and constables of elections, in counties. Louisiana 1926 No. 269 provides for registrars of voters in parishes and fixes their compensation for each parish; No. 307 creates parish boards of

supervisors of elections. North Dakota 1925 ch. 138 fixes the compensation of members of boards of registry in precincts at $4 a day. Wyoming 1925 ch. 27 allows two registry agents for each election district and fixes their term of office at two years.

SPECIFIED LOCALITIES

The following acts deal with election boards and officers in specific cities and counties: cities, Delaware 1925 ch. 107, ch. 108, Indiana 1925 ch. 138, Minnesota 1925 ch. 390, New York 1925 ch. 601, Pennsylvania 1925 No. 376, Rhode Island 1926 ch. 924, South Carolina 1925 No. 344; counties, Florida 1925 chs. 10132, 10148, 10180, 10234, Missouri 1925 p. 203, North Carolina 1925 ch. 31, ch. 204, Pennsylvania 1925 No. 168.

CIVIL SERVICE

STATE

New York 1925 p. 1147 proposes a constitutional amendment providing for a department of civil service; chapter 354, Laws of 1926, provides for this department. The head of the department is to be the state civil service commission, which is to consist of three commissioners who are to be appointed by the governor, by and with the consent of the senate, for a term of six years. Not more than two of the members of the civil service commission are to be members of the same political party. All functions, duties, etc., of the civil service commission as now existing are transferred to the department of civil service. The organization of the existing office of the state civil service commission is continued as the department of civil service, except as it may be changed pursuant to law. The same state, 1926 ch. 547, authorizes the governor to appoint, by and with the advice and consent of the senate, three persons, not more than two of whom shall be adherents of the same political party, as civil service commissioners, and they are to constitute the state civil service commission. The salary of the chairman of the commission is to be $9,000; that of each of the other members $7,000. All three are to receive expenses.

Ohio 1925 p. 56 relates to the organization and expenses of the civil service commission and provides for a secretary, who shall be ex officio chief examiner, at a maximum salary of $3,600, and for examiners, inspectors, clerks, etc. New Jersey 1926 ch. 311 fixes the salary of the president of the civil service commission at $4,000 and that of each of the other members at $3,500 and allows expenses. Massachusetts 1926 ch. 185 sets $2,000 as the maximum salary of the director of registration. California 1925 ch. 236 provides that the state civil service commissioner shall be appointed by the governor for a term of four years at an annual salary of $5,000. Expenses are allowed. He may be removed by concurrent resolution of both houses of the legislature by a two-thirds vote of each house.

LESSER UNITS

No references.

SPECIFIED LOCALITIES

Kentucky 1926 ch. 115 provides for civil service boards in first-class cities. Utah 1925 ch. 115 relates to civil service commissions of cities of the first and second class.

LAW OFFICERS

STATE

Departments of Law; Attorneys General. A 4-year term for the attorney general is provided by Ohio 1925 p. 549, which proposes a constitutional amendment to that effect, and by South Carolina 1926 Nos. 519 and 521, which ratify one. New York 1925 p. 1147 proposes a constitutional amendment providing for a department of law, at the head of which is to be the attorney general, who is to be chosen at a general election and hold office for the same term as the governor and the lieutenant governor (ratified). Chapter 347, Laws of 1926, provides for this department and fixes the salary of the attorney general at $12,000. To the department of law are assigned all the functions, powers, and duties of the attorney general as now prescribed by law other than as a member of a board or commission. The organization of the present office of the attorney general is continued as the organization of the department of law, except as it may be changed pursuant to law. The salary of the attorney general is the subject of constitutional amendments in two states, California 1925 p. 1401 proposing $8,000 and South Dakota 1925 ch. 116 (defeated) proposing $4,000. By statute, Nevada 1925 ch. 70 sets $5,000 and Rhode Island 1926 ch. 864, $8,500. The latter act also fixes salaries of his assistants. Rhode Island 1925 ch. 608 provides an annual appropriation for his expenses. South Dakota 1925 ch. 280 provides that he shall be a member of the state board of finance. Arkansas 1925 ch. 187 transfers to his office the organization and supervision of the juvenile court department of the state. North Carolina 1925 ch. 110 fixes his duties with regard to examining accounts of the auditor. Indiana 1925 ch. 48 §39 prescribes the duty of the attorney general in enforcing the prohibition law in counties, provides for assistants, and fixes fees. Tennessee 1925 No. 137 defines his duties in regard to the state tuberculosis hospital commission.

Membership in various state boards and commissions is assigned to the attorney general as follows: budget commission, Florida 1925 ch. 10034; board of assessments, North Carolina 1925 ch. 102; board of public buildings and grounds, North Carolina 1925 ch. 315; board of canvassers, New York 1926 ch. 437 (chairman); board of timber commissioners, Minnesota 1925 ch. 276; board of commissioners of the land office, New York 1926 ch. 437; highway

commission, Arkansas 1925 No. 169 (attorney); water power and control commission, New York 1926 ch. 219; board of parole, Rhode Island 1926 ch. 868; board of trustees for the deaf, Utah 1925 ch. 6; board of advisers to administer World War veterans' loan act, North Carolina 1925 ch. 155; soldiers' compensation board, South Dakota 1925 ch. 271; board of education, Virginia 1926 ch. 268 (proposal for constitutional amendment); judicial conference, North Carolina 1925 ch. 244.

An assistant attorney general is to be a member of the board of appeal on motor vehicle liability policies and bonds in the division of insurance by Massachusetts 1926 ch. 272.

Deputies, Assistants, Clerks, Stenographers, etc., in Office of Attorney General. Arkansas 1925 No. 187 authorizes four assistants, each at a salary of $3,600, a clerk at $1,800, three stenographers each at $1,500, a supervisor of juvenile court work at $2,400, and a stenographer for the juvenile court division at $1,200. California 1925 ch. 286 authorizes the attorney general to appoint 1 chief deputy and 14 additional deputies, who shall be civil executive officers with salaries as follows: assistant $4,500, chief deputy $4,500, 2 deputies $4,500 each, 3 deputies $4,000 each, 6 deputies $3,600 each, 2 deputies $3,300 each, 1 deputy $3,000. The same state, 1925 ch. 365, allows 4 clerks, 1 phonographic reporter, 1 service agent, and 13 stenographers, who are to be civil executive officers. The annual salary of each of these employees is fixed at $1,800. Delaware 1925 ch. 10 defines the duties of special deputy attorneys general with regard to collection of corporation taxes; ch. 54 fixes the salary of the chief deputy attorney general at $2,000, of 1 deputy at $2,000 and of 2 other deputies at $1,500 each. Louisiana 1926 No. 59 allows $6,000 to the second assistant attorney general. Maine 1925 ch. 146 (public laws) relates to the appointment of the deputy attorney general and assistant attorneys general and provides that their compensation shall be fixed by the attorney general with the approval of the governor and council; ch. 199 (public laws) provides that additional assistant attorneys general, clerks, or attorneys appointed by the attorney general may be paid from moneys collected by the attorney general's department.

New Hampshire 1925 ch. 175 authorizes a law clerk at a maximum salary of $1,800 and other necessary clerical and stenographic assistants, prescribes the duties of the assistant attorney general with regard to legacy and succession tax, and allows a chief accountant for legacy tax work at a maximum salary of $1,500, two other accountants at a maximum of $1,300 each, and other necessary clerical assistants; ch. 179 abolishes the $1,400 maximum for the law clerk in the attorney general's office. New York 1925 ch. 126 defines the duty of the deputy attorney general to act as special district attorney in counties in connection with crimes against the

election law. North Carolina 1925 ch. 207 allows the attorney general three assistants at $3,600 each and additional clerical help as needed. One of the assistants is to be assigned to the state highway commission and is to be paid by that commission; another is to be assigned to the state department of revenue and is to be paid by that department; the other is to perform such duties as may be assigned by the attorney general. Rhode Island 1926 ch. 864 fixes the following salaries: assistant attorney general $6,500, second assistant attorney general $5,500, third assistant attorney general $4,500, fourth assistant attorney general $3,500.

State Attorneys. Salaries of state attorneys are fixed by Florida 1925 ch. 10266; their fees by Virginia 1926 ch. 544. Virginia 1926 ch. 198 deals with reports on their compensation; ch. 231 prescribes their duties in enforcing the law against intoxicating liquors and fixes their fees; ch. 532 provides for their election in cities. Kentucky 1926 ch. 16 defines their duties with regard to unsatisfied judgments.

LESSER UNITS

City and Town Attorneys. South Dakota 1925 ch. 248 prescribes duties of city attorneys. New York 1926 ch. 488 relates to employment of town attorneys.

District Attorneys General. Tennessee 1925 ch. 12 fixes salary of district attorneys general at $4,000.

District Attorneys, County Attorneys, their Deputies, etc. Connecticut 1925 ch. 202 § 4, Florida 1925 ch. 10206, Mississippi 1926 ch. 154, New Hampshire 1925 ch. 130, New Mexico 1925 ch. 120, North Carolina 1925 ch. 172, Oregon 1925 ch. 162, Texas 1925 ch. 52, and Washington 1925 (Extra) ch. 148 fix salaries of district attorneys, county attorneys, etc. The Texas act also prescribes salaries of deputies and assistants, and the New Mexico act allows expenses of the attorneys and their assistants. Deputies, assistants, clerks, etc., are provided for by Indiana 1925 ch. 164, Kansas 1925 ch. 139 and Michigan 1925 No. 329. Duties and fees in connection with the enforcement of prohibition laws are the subject of Indiana 1925 ch. 48 § 39 and § 44, and Iowa 1925 ch. 48. Kentucky 1926 ch. 16 fixes their duties with regard to unsatisfied judgments. Wyoming 1925 ch. 33 relates to their nomination and election. New York 1925 p. 1161 proposes a constitutional amendment to the effect that no district attorney, deputy, or assistant shall appear for the defendant in criminal cases.

SPECIFIED LOCALITIES

City attorneys, assistants, etc., in specified cities are the subject of Georgia 1925 p. 233, Kentucky 1926 ch. 115, Louisiana 1926 No. 155, Nevada 1925 ch. 56, New Jersey 1926 ch. 217, and New York 1926 ch. 217, ch. 242.

Counsel to a town board is the subject of New York 1925 ch. 130.

State attorneys, district attorneys, county attorneys, public administrators, and their salaries, assistants, clerks, etc., in certain counties and districts are dealt with by the following acts: California 1925 chs. 23, 24, 25, 26, 28, 32, 33, 34, 35, 36, 43, 49, 51, 52, 53, 61, 67, 68, 80, 94, 113, 119, 125, 338, 371, 374, 375, 379, 381, 397, 401, 407, 422, 427, 446, 449, 456, 462, 465, 467, Florida 1925 chs. 10069, 10071, 10072, 10073, 10079, 10082, 10084, 10085, 10267, 10292, Florida 1925, (Extra) chs. 11362, 11363, 11389, Iowa 1925 ch. 101, Kansas 1925 chs. 167, 169, Kentucky 1926 ch. 121, Louisiana 1926 Nos. 12, 13, 14, 35, 56, 66, 99, 114, 220, 267, 347, Maine 1925, (Public Laws) chs. 48, 149, 150, 206, Massachusetts 1925 chs. 71, 285, 337, Massachusetts 1926 ch. 377, ch. 384, Minnesota 1925 chs. 15, 91, 132, 259, Nevada 1925 chs. 28, 136, 142, New Jersey 1925 ch. 14, New Jersey 1926 chs. 215, 232, 280, New Mexico 1925 ch. 29, New York 1925 ch. 104, ch. 646, New York 1926 ch. 169, North Carolina 1925 ch. 12, Oklahoma 1925 chs. 77, 155, 193, 200, 203, 207, Pennsylvania 1925 Nos. 144, 176, 199, 204, 264, South Carolina 1925 No. 43, South Dakota 1925 ch. 273, Tennessee 1925 ch. 15, ch. 16, Texas 1925 chs. 62, 65, 144, 147, 173, Texas 1926 Extra ch. 6, ch. 9, Virginia 1926 ch. 477, West Virginia 1925 chs. 118, 119, 121, 122, 125, 126, 127, 128, Wisconsin 1925 ch. 346, Wyoming 1925 ch. 88.

Public Defenders in specified counties are the subject of California 1925 ch. 463 and Minnesota 1925 ch. 29.

POLICE

STATE

Departments of State Police; Organization, Personnel, etc. New York 1926 ch. 546 provides for a division of state police in the executive department. The head of the division is to be the superintendent of state police, who is to be appointed by the governor, by and with the advice and consent of the senate, for a term of five years; salary, $8,000. The organization of the existing department of state police is continued as the organization of the division of state police. Additional members are provided for, to carry out the enforcement of motor vehicle provisions of the highway law. A department of state police is created by Rhode Island 1925 ch. 588. The superintendent is to be appointed by the governor for a term of four years at an annual salary of $5,000. Other members of the department, to be appointed by the superintendent for terms of three years each, are a captain at a salary of not less than $2,500 nor more than $2,800, a lieutenant at not less than $2,000 and not more than $2,300, and no more than 21 other members at annual salaries of not exceeding $2,100 each. The superintendent is also authorized to employ a stenographer at a maximum salary of $1,500. West Virginia 1925 ch. 5 provides for a department of public safety in charge of a superintendent who is to be appointed by the governor by and with the advice and consent of the senate for a term of four years at an annual salary of $5,000. He is to appoint a supply sergeant and headquarters sergeant at an annual salary of $1,500 each, a chief clerk who shall be a competent bookkeeper at $2,400, and one clerk, a competent stenographer, whose salary shall be fixed by the board of public works.

Connecticut 1925 ch. 37 fixes the term of the superintendent of the state police department at four years. He is to be appointed by the commissioners of state police, and he is to appoint not more than 90 men as state police. From their number he is to name a captain, a lieutenant, and an inspector-instructor with the rank of senior sergeant, and may appoint 9 sergeants and a deputy superintendent of weights and measures. Maximum salaries and compensation are allowed as follows: commissioners, their necessary expenses while in the performance of their official duties, superintendent of state police, as such superintendent and as superintendent of weights and measures, $5,000, and for clerical assistance and office, traveling, and other expenses of himself, his deputy and inspectors, $1,000 per year; state policeman designated as captain $2,900; state policeman designated as lieutenant $2,600; state policeman designated as senior sergeant $2,200; other policemen $5 a day. The same state 1925 ch. 169 provides that the state police department shall be under the management of a board to be known as commissioners of state police, which shall be composed of the comptroller, the commissioner of motor vehicles, and an appointee of the governor, who is to hold office for four years. The commissioners are to be allowed traveling and other expenses not to exceed in the aggregate $1,500 in any year. Pennsylvania 1925 No. 177 provides that the superintendent of the state police shall be appointed by the governor for a term of four years and that members of the state police force shall be enlisted for a period of two years, and specifies salary increases for service. New Jersey 1926 ch. 310 prescribes personnel and salaries of headquarters troops of state police.

Training School for Police. Michigan 1925 No. 211 authorizes a training school to be conducted by the department of public safety.

Traffic Officers. Delaware 1925 ch. 84 authorizes the state highway department to appoint traffic officers. They are to be classified as captains, lieutenants, sergeants, corporals, and privates, with maximum monthly salaries as follows: captains, $160; lieutenants, $150; sergeants, $145; corporals, $140; privates, $130. Maine 1925 ch. 144 (public laws) provides that the governor, with the advice and consent of the council, shall appoint the chief of highway police who is to serve during their pleasure. Members of the force are to be appointed in the same manner, upon recommendation of the chief. The chief may designate a member of the force as his deputy, subject to the approval of the governor and council.

Special State Police Officers. Massachusetts 1925 ch. 322 provides for special officers to be appointed by the commissioner of public safety.

Reservoir Park Police. Ohio 1925 p. 175 authorizes the director of highways and public works to employ one police patrolman at each

reservoir park at a maximum salary of $1,200 a year, two assistant police patrolmen at each state reservoir for three and one half months prior to and including labor day, at the rate of not to exceed $90 per month, and to expend for special patrolmen at each state reservoir, during the summer months, a sum not to exceed $90, at the rate of $3 per day for each patrolman so employed. The appointment of deputy police patrolmen is also authorized, but they are to receive no salary or compensation.

Deputy Sheriffs. Vermont 1925 No. 13 authorizes the attorney general to employ deputy sheriffs in certain cases, at a per diem of $5.

Criminal Identification and Investigation Bureaus. Michigan 1925 No. 289 creates a bureau of criminal identification and investigation within the department of public safety. The director is to be appointed by the commissioner of public safety. New York 1926 ch. 702 places the bureau in the office of the superintendent of state prisons, under the immediate direction and control of the superintendent of state prisons. North Carolina 1925 ch. 228 designates a deputy warden of the state prison as director. Oklahoma 1925 ch. 127 provides that the superintendent shall be appointed by the adjutant general with the approval of the governor. His salary is fixed at $3,000, bond at $10,000. He is authorized to appoint, with the consent and approval of the adjutant general, an assistant superintendent, at a salary of $3,000, who is to have supervision of the indentification division of the bureau and act as head of the bureau in the absence or incapacity of the superintendent. He is also authorized to appoint a clerk, who is to be a bookkeeper and expert record searcher, at $2,400 a year, and a bookkeeper and stenographer at $1,800.

Prohibition Officers. A prohibition commissioner and his assistants, agents, etc., are provided for by Oregon 1925 ch. 228.

LESSER UNITS

Cities and Towns. The organization of the department of public safety and of the police force, the status of the police chief, etc., in cities under commission-manager plan of government are prescribed by Montana 1925 ch. 173. New Jersey 1925 ch. 60 relates to salaries of policemen in municipalities that consolidate to form a city. The same state, 1926 ch. 324, fixes qualifications for police in municipalities. New York 1926 ch. 527 relates to appointment and salaries of town police. Virginia 1926 ch. 198 relates to compensation of city sergeants.

Village Marshals and Policemen. Michigan 1925 No. 105 provides that village marshals are to be appointed by the president of the village, with the advice and consent of the council. New Jersey 1926 ch. 19 authorizes the governing body of any village to fix police

salaries. New York 1925 chapters 90, 91, and 95 provide for the appointment of village policemen and prescribe their qualifications.

Constables, Deputy Constables, etc., in Counties, Townships, Villages, and Boroughs. North Carolina 1925 ch. 206 and Wisconsin 1925 ch. 323 relate to nominations for the office of constable. Delaware 1925 ch. 218 fixes their duties, Virginia 1926 ch. 198 deals with their compensation, Texas 1925 ch. 52 with compensation, deputies and assistants. Their fees for services as sheriff are fixed by Utah 1925 ch. 97, for services in proceedings to enforce the motor vehicle law by New Jersey 1926 ch. 151, for services before justices of the peace by Tennessee 1925 ch. 109. Michigan 1925 No. 318 prescribes their fees in civil cases. Nebraska 1925 ch. 60 fixes fees of deputy constables. Ohio 1925 p. 123 provides for the appointment of special constables to guard state and private property; Vermont 1925 No. 11 enables the governor to employ them at the expense of the state when he considers it necessary, to preserve the peace. Pennsylvania 1925 No. 59 makes the constables of townships and boroughs ex officio fire and fish wardens.

Sheriffs, Deputy Sheriffs, etc. A constitutional amendment providing for a 2-year term for sheriffs is proposed by Michigan 1925 p. 781 (ratified). Salaries and fees of sheriffs and their deputies and assistants are dealt with by Florida 1925 ch. 10091, Louisiana 1926 No. 336 and No. 349, New Hampshire 1925 ch. 88 and ch. 170, New Jersey 1926 ch. 244, New York 1925 ch. 683, North Dakota 1925 ch. 117, Texas 1925 ch. 52, Virginia 1926 ch. 198, Washington 1925 Extra ch. 148, and Wisconsin 1925 ch. 93 and ch. 150. Tennessee 1925 ch. 109 fixes fees for services before justices of the peace, Florida 1925 ch. 10185 for serving of process issuing out of military courts, North Carolina 1925 ch. 50 for collecting license tax on motor vehicle carriers, the same state, 1925 ch. 102, fixes fees in tax cases, and Kansas 1925 ch. 200 fees in foreclosure suits. Colorado 1925 ch. 165 allows the sheriff or his deputy or an inspector appointed by him a fee for inspecting migratory live stock. Rhode Island 1926 ch. 799 fixes fees of deputy sheriffs for attendance upon courts of the state; ch. 826 repeals law on certain duties and expenses of sheriffs relative to commissions. New Hampshire 1925 ch. 88 allows expenses of sheriffs and deputy sheriffs for attendance upon supreme or superior courts. Arkansas 1925 No. 364 authorizes county judges to pay necessary expenses of sheriffs in returning to the state fugitives from justice. Kentucky 1926 ch. 175 relates to the sheriff's bond, quietus, and reports; Mississippi 1926 ch. 192 fixes bond as tax collector. Appointments of deputy sheriffs are provided for by Connecticut 1925 ch. 69, Indiana 1925 ch. 164, and North Dakota 1925 ch. 117. Montana 1925 ch. 157 lists the duties of sheriffs, Illinois 1925 ch. 573 prescribes their duties and office hours, North Carolina 1925 ch. 182 and South

Carolina 1925 ch. 32 their duties in tax collection work, North Carolina 1925 ch. 167 their duties in connection with county civil courts. Vermont 1925 No. 11 authorizes the governor to employ sheriffs and deputy sheriffs at the expense of the state when he considers it necessary.

Traffic Officers. Louisiana 1926 No. 260 provides for traffic officers in parishes. New York 1926 ch. 104 relates to traffic policemen for unincorporated villages and hamlets. Wisconsin 1925 ch. 453 provides that no police officer shall profit by arrests, convictions, etc., in motor-vehicle cases. Salaries of special deputy sheriffs serving as highway officers are fixed by Texas 1925 ch. 58.

Prohibition Enforcement. The duties of police boards and police officers in enforcing the law against intoxicating liquors are prescribed by Virginia 1926 ch. 231, which also fixes fees.

Dog Wardens. Connecticut 1925 ch. 269 provides for dog wardens in cities and towns.

Poundkeepers. Fees in townships are fixed by New Jersey 1925 ch. 66

SPECIFIED LOCALITIES

City, town, village, and county police commissions and officers in specified localities are dealt with by the following acts as indicated: cities, Arkansas 1925 No. 47, Delaware 1925 ch. 124, Florida 1925 Extra ch. 11577, Georgia 1925 ch. 231, Indiana 1925 ch. 145, Iowa 1925 ch. 127, Kentucky 1926 chapters 115, 118, 122, 127, 132, Louisiana 1926 No. 155, Maine 1925 ch. 103 (private and special laws), Massachusetts 1925 ch. 181, Massachusetts 1926 ch. 34, Missouri 1925 p. 304, Nevada 1925 ch. 56, New Hampshire 1925 chapters 323, 338, New Jersey 1926 ch. 1 (chaplains), New York 1925 ch. 162, ch. 682, New York 1926 ch. 633, ch. 841, Oklahoma 1925 ch. 191, ch. 192, Rhode Island 1925 ch. 699, Rhode Island 1926 ch. 923, South Carolina 1925 No. 16, Virginia 1926 ch. 532, Wyoming 1925 ch. 37; towns, Massachusetts 1925 ch. 70, New Hampshire 1925 ch. 335, New York 1925 ch. 34, New York 1926 ch. 87, ch. 229; villages, New York 1925 ch. 435, New York 1926 ch. 341; county police department, New York 1925 ch. 451, New York 1926 ch. 3; county rural police force, South Carolina 1926 No. 510; county marshals, New York 1925 ch. 546; county detectives, Florida 1925 ch. 10092, Kentucky 1926 ch. 121, New Jersey 1926 chs. 88, 242, 265, Pennsylvania 1925 No. 205, No. 318, West Virginia 1925 ch. 147; traffic officers in counties, California 1925 chs. 19, 371, 374, 401, 422, 462, Florida 1925 ch. 10141, Mississippi 1926 ch. 202; park police in counties, New Jersey 1926 ch. 331.

Constables, deputies, assistants, etc., in certain localities are the subject of Arkansas 1925 No. 143, California 1925 chs. 23, 24, 25, 26, 28, 32, 33, 34, 35, 36, 43, 47, 49, 51, 52, 53, 61, 67, 68, 69, 80, 94, 113, 119, 125, 338, 371, 374, 376, 379, 381, 397, 401, 407, 422, 427, 446, 449, 456, 462, 465, 467, Louisiana 1926 No. 234, Massachusetts 1925 ch. 138, Nevada 1925 ch. 58, ch. 116, New Jersey 1926 ch. 274, New York 1925 chs. 73, 112, 653, New York 1926 ch. 223, Oregon 1925 ch. 94, ch. 168, South Carolina 1925 Nos. 279, 284, 311, 328, 332.

Sheriffs, deputies, assistants, etc., in specified localities are dealt with by Arkansas 1925 Nos. 14, 38, 39, 141, 188, 220, 251, Connecticut 1925 ch. 138, ch. 224, Delaware 1925 chs. 96, 97, 98, 99, Georgia 1925 p. 154, 161, 163, Indiana

1925 ch. 101, Iowa 1925 ch. 100, Kansas 1925 chs. 167, 168, 169, Kentucky 1926 ch. 143, Maine 1925 (public laws) chs. 37, 61, 85, 101, Massachusetts 1925 ch. 131, Minnesota 1925 chs. 80, 91, 130, 370, Missouri 1925 p. 328, Nevada 1925 ch. 16, ch. 142, New Hampshire 1925 ch. 29, ch. 74, New Jersey 1926 chs. 290, 307, 309, New York 1925 chs. 46, 110, 168, 259, 375, 588, 639, New York 1926 chs. 69, 113, 273, North Carolina 1925 ch. 17, ch. 148, Oklahoma 1925 chs. 74, 82, 154, 193, 200, 203, 206, Oregon 1925 chs. 35, 57, 65, 68, 150, 172, 178, 180, 204, 205, 232, 236, 259, 297, 301, 305, 329, Pennsylvania 1925 No. 29, No. 301, South Carolina 1925 Nos. 47, 107, 300, South Carolina 1926 Nos. 510, 512, 530, 534, Texas 1925 ch. 70, Virginia 1926 ch. 425, Wyoming 1925 chs. 88, 109, 110. The California acts listed under constables above also relate to sheriffs.

Commissions to regulate the catching and impounding of stray dogs in certain cities are created by Louisiana 1926 No. 225.

Retirement boards of the policemen's annuity and benefit funds in certain cities are provided for by Illinois 1925 p. 208.

MILITARY

STATE

Composition of the national guard is prescribed by Florida 1925 ch. 10185, which also provides for an armory board to consist of the governor, the adjutant general, and three other persons, to be appointed by the governor, who are to be commissioned officers of the national guard. Organization of the militia is outlined by New Jersey 1925 ch. 46, which provides for three classes, the national guard, the naval militia, and the unorganized militia, and by New Mexico 1925 ch. 113 which divides it into two classes, the national guard and the unorganized militia. New York 1925 p. 1147 proposes a constitutional amendment providing for a department of military and naval affairs (ratified). The same state 1926 ch. 315 provides for an adjutant general of the state, who is to be appointed by the governor; ch. 343 reduces the number of departments called for in the constitutional amendment referred to above and makes no provision for a separate department of military and naval affairs; ch. 546, consolidates the department of military and naval affairs with the executive department and establishes a division of military and naval affairs in the executive department. The head of the division of military and naval affairs is to be the adjutant general. The state soldiers' and sailors' home, the monuments commission for certain battlefields, and the bureau for the relief of sick and disabled veterans are transferred to the division of military and naval affairs. The organization of the present office of the adjutant-general is continued as the organization of the division of military and naval affairs. Wyoming 1925 ch. 163 outlines the organization of the national guard and fixes qualifications, pay, etc., of officers and men. The adjutant general is to be appointed by the governor for a term of four years at an annual salary of $3,000. The quartermaster is to be detailed

by the commander-in-chief (the governor) and his annual salary is fixed at $1,800. There is to be a state military board, to consist of the governor, the adjutant general, the quartermaster, the judge advocate, and the senior line officer on the active list present for duty.

New Hampshire 1925 ch. 3 and Virginia 1926 ch. 2 relate to personnel of the governor's staff. West Virginia 1925 ch. 11 provides that the staff of the commander-in-chief shall consist of one adjutant general with rank of brigadier general and that six aides with rank not above that of colonel may be detailed from the line, such details to be made at the pleasure of the commander-in-chief. The adjutant general is to be appointed and commissioned by the governor for term of four years at $4,000 per year. The commander-in-chief is also authorized to appoint and commission an honorary staff to serve during his term of office. The adjutant general is allowed to employ necessary clerical help at a maximum expenditure of $10,000 a year. Pay and allowances of officers and men are fixed.

A 2-year term for the adjutant general is set by Arkansas 1925 No. 367. He is to be appointed by the governor. He is authorized to appoint an assistant adjutant general with the rank of major. Kansas 1925 ch. 245 makes the adjutant general custodian of the records of the director of compensation. Maine 1925 ch. 90 (public laws) provides for the appointment of an assistant adjutant general. Nevada 1925 ch. 78 makes the secretary to the governor ex officio adjutant general without additional compensation. In time of war the governor is allowed to appoint an adjutant general at $10 a day. North Carolina 1925 ch. 54 permits the adjutant general to be a member of the active national guard or naval militia. A 4-year term for the adjutant general and inspector general is set by South Carolina 1926 No. 519, a proposal for a constitutional amendment. The office is elective. Vermont 1925 No. 108 provides that the general assembly shall biennially elect an adjutant and inspector general, who is also to be quartermaster general, with the rank of brigadier general, and that all other officers are to be chosen in accordance with such regulations as the governor may prescribe consistent with the laws of the state and the United States. Kansas 1925 ch. 245 makes the adjutant general custodian of records of the director of compensation; South Dakota 1925 ch. 271 makes him member of the soldier's compensation board; Wisconsin 1925 ch. 191 names him as a member of the soldiers' rehabilitation board.

Salaries of officers and pay of men, expense allowance, etc., are fixed by several states in addition to those listed above. California 1925 ch. 168 fixes the salary of the brigadier general of the adjutant general's department (the adjutant general) at $5,000. He is allowed to appoint and fix the salaries, subject to the approval of the board of control, of necessary clerical, expert, and technical assistants. Con-

necticut 1925 ch. 236 sets the following schedule: adjutant general $6,000, assistant adjutant general $3,500, armory board inspector $3,500, military storekeeper $3,000, surgeon general $500; ch. 248 fixes duties and bonds of these officers and pay and allowances of commissioned officers and enlisted men. Indiana 1925 ch. 47 fixes the per diem and subsistence of members of the national guard while in active service. Kentucky 1926 ch. 104 allows $3,000 for the adjutant general, $2,500 for the assistant adjutant general and $2,000 for the state supply officer, and provides that compensation of other officers and employees on duty in the adjutant general's office and at the state arsenal are to be fixed by the adjutant general on approval of the governor. Massachusetts 1925 ch. 270 allows an artillery mechanic for each field artillery unit at an annual sum of $800; 1926 ch. 373 authorizes annual allowances to commissioned officers of the national guard for uniforms; 1926 ch. 396 makes the law apply to allowances and payments for the current year. New Hampshire 1925 ch. 104 provides for allowances to commissioned officers for uniforms and equipment and fixes pay of officers and men; ch. 174 allows $3,500 a year for the adjutant general. New Jersey 1926 ch. 110 grants the adjutant general and the quartermaster general $6,000 each, per year. Rhode Island 1925 ch. 573 authorizes the adjutant general to provide clerical assistance to officers of the national guard at a maximum annual amount of $4,680; ch. 631 fixes the salary of the quartermaster general at $3,000, and allows him to employ one clerk at a maximum of $1,500 and one at a maximum of $1,100; ch. 662 sets $3,000 as the salary of the adjutant general and authorizes him to employ four clerks at maximum salaries as follows: one at $1,800, one at $1,500, one at $1,200 and one at $1,000. The same state, 1926 ch. 760 fixes the term of the quartermaster general at five years and prescribes his duties. Vermont 1925 No. 138 sets the annual salary of the adjutant and inspector general and quartermaster general at $3,500 and allows him expenses and such sum for clerical assistance and office expenses as the governor may direct. Washington 1925 ch. 28 deals with the pay rate of the national guard and the naval militia.

New York 1925 ch. 49 prescribes qualifications of commissioned officers in the naval militia and their method of appointment; ch. 147 provides for a reserve list for commissioned officers of the militia; ch. 174 fixes compensation of retired officers of the national guard or naval militia.

LESSER UNITS

No references.

SPECIFIED LOCALITIES

No references.

LICENSING AGENCIES

STATE

[Except when otherwise indicated, members of the commissions referred to below are appointed by the governor]

General. Tennessee 1925 ch. 115 provides for a division of professional registration in the department of education. The head of this division is to be the registrar of professions and trades. The per diem of members of the examining board is fixed at $5. Expenses are allowed. Utah 1925 ch. 83 provides that the state board of examiners shall, with the state fish and game commission, constitute the state board of elk control.

Architecture, Engineering, and Surveying. Oklahoma 1925 ch. 25 creates a state board of examiners of architects with a membership of five persons, term of office five years. The secretary is to act as treasurer, and his maximum salary is to be $1,500 a year. He is also to receive traveling and other expenses. Other members of the board are to receive $10 for each day's service and are allowed expenses. Idaho 1925 ch. 32, amended by ch. 188, provides that the board of examiners of architects, shall consist of five members, and the board of examiners of surveyors of three. Illinois 1925 p. 575 and p. 578 fix the membership of the board of examiners of architects and of the board of examiners of structural engineers at five persons each. Arkansas 1925 No. 202 creates a board of registration for professional engineers; membership five; term of office, four years. No compensation is provided, but expenses are allowed. Salaries of the secretary and the treasurer are to be fixed by the board. New Jersey 1926 ch. 72 provides that the examining board for professional engineers and land surveyors shall fix the salary of its secretary. South Dakota 1925 ch. 163 creates a state board of engineering, surveying, and architecture; membership, five persons; term of office, four years. Expenses only are allowed. A secretary is to be elected annually and his bond is fixed at $1,000. Wyoming 1925 ch. 149 creates a state board of examining engineers to regulate the practice of professional engineering and land surveying; membership, three; term of office, four years. One of these members is to be the state engineer, who is to serve as secretary of the board. Each member except the state engineer is to receive a per diem of $10. Expenses are allowed.

Plumbing. Florida 1925 ch. 10207 creates a board of plumbing commissioners; membership, five; term of office, four years. Massachusetts 1925 ch. 348 fixes the membership of the board of examiners at three persons, term of office at three years. The chairman is to be designated by the governor and his salary is to be $500. The salary of each of the other members is to be $300. Traveling expenses are allowed. This act abolishes the offices of state examiners of plumbers

created by a prior law. The same state, 1926 ch. 319, provides for an executive secretary for the state examiners.

Contracting. North Carolina 1925 ch. 318 creates a state licensing board for contractors consisting of five members whose term of office is to be five years.

Mining. Colorado 1925 ch. 134 provides for a board of examiners of coal mine officials. It is to consist of five members: the chief inspector of coal mines, a coal mining engineer, and three other members; term of office five years. The per diem of members of the board except the coal mining engineer and the state coal-mining inspector is set at $8. The coal mining engineer is to receive $15 per diem and the state coal mining inspector is to receive no extra compensation for his services on the board. Illinois 1925 p. 580 and p. 585 provide that the miners' examining board shall be composed of four members at a salary of $1,800 each. Wyoming 1925 ch. 68 repeals the law relative to salary of members of board of examiners of coal mine inspectors; ch. 80 creates a coal mine examining board of three persons; term of office, two years; per diem $12; expenses allowed.

Barbering. Illinois 1925 p. 576 and 578 fix membership of the board of barber examiners at three members. Oregon 1925 ch. 183 prescribes the organization of the state board of examiners and fixes tenure of office at four years. The bond of the president and of the secretary of the board is fixed at $500 each, that of the treasurer at $2,000. The salary of the secretary is to be $150 per month; per diem of other members $7. Expenses are allowed.

Beauty Culture. Arkansas 1925 No. 158 creates a board of cosmetic therapy, to be composed of four members who are to serve for an indefinite term. Each member is allowed as compensation $10 per day and expenses, provided no single meeting shall exceed three days in duration. Connecticut 1925 ch. 216 (repealed) creates a state board of hairdressers and cosmeticians consisting of three members whose term is fixed at two years. Illinois 1925 p. 576 provides for three examiners. Missouri 1925 p. 240 creates a state hairdressers and cosmeticians board of examination and registration to be composed of three members, to be appointed for a 4-year term. The secretary-treasurer is required to file a bond of $10,000. New Mexico 1925 ch. 141 creates a board of hairdressers and beauty culturists, consisting of three members, whose per diem is fixed at $10. Expenses are allowed. The salary of the secretary is to be fixed by the board. The bond of the treasurer is set at $1,000. Oregon 1925 ch. 75 creates a state board of cosmetic therapy examiners of three members, term two years. Each member except the secretary is allowed a per diem of $7 and his expenses; the secretary is allowed a maximum salary of $150 a month and expenses. Rhode Island 1926 ch. 765 provides that the state board of health shall appoint a board of three members to

regulate hairdressing and cosmetic therapy, term of office three years. The bond of each member is fixed at $1,000. Compensation at $10 per diem and mileage are allowed.

Dentistry. Connecticut 1925 ch. 95 prescribes the method of appointment of dental commissioners and sets their term of office at five years. Florida 1925 ch. 10109 abolishes the state board of dental examiners as formerly constituted and creates a new board of five members, whose term of office is fixed at four years. Idaho 1925 ch. 32, amended by ch. 188, provides for five examiners; Illinois 1925 p. 575 and p. 578 also provide for five. Kansas 1925 ch. 203 prescribes their duties. Michigan 1925 No. 272 provides that the state board of dentistry shall consist of seven members with a term of office of seven years. The annual salary of the secretary is to be $1,000; the per diem of other members $20. Allowance is made for expenses. New York 1925 ch. 364 divides the existing state board of dental examiners into four classes and adds another member. The term of office is fixed at four years. Oregon 1925 ch. 311 permits the board of examiners to employ counsel.

Chiropody. Idaho 1925 ch. 148 provides that the department of law enforcement shall from time to time designate as examiners of chiropodists three persons, who are to be allowed their expenses and a maximum per diem of $10. Indiana 1925 ch. 8 provides for a board of podiatry examiners to consist of four members to be appointed annually by the state board of medical registration and examination. Oregon 1925 ch. 196 creates a state chiropodists' examining board of three members, two of whom are to be appointed biennially by the governor. The third member is to be the secretary of the state board of health, who is to receive a compensation of $100 a year, in addition to his salary as secretary for the state board of health. Rhode Island 1925 ch. 648 and 1926 ch. 849 allow a maximum of $10 to members of the board of examiners.

Optometry. Arizona 1925 ch. 60 creates a state board of optometry to be composed of three persons, whose term of office is fixed at four years. A per diem of $10 is allowed for each member of the board, and mileage at the rate of 5 cents per mile. Colorado 1925 ch. 140 establishes a state board of optometric examiners of five persons, term of office five years. The per diem of each member except the secretary-treasurer is fixed at $10, and necessary railroad fare is allowed. The secretary-treasurer is allowed a salary not to exceed $300 and his bond is fixed at $1,000. Connecticut 1925 ch. 94 creates a board of five members whose term of office is fixed at three years. A per diem of $10 is allowed for each member and the salary of the secretary is set at $100. Idaho 1925 ch. 32 amended by ch. 188, provides for three examiners. Illinois 1925 p. 576 and p. 578 provide for five. Minnesota 1925 ch. 239 creates a board of five members,

term of office three years, per diem $10, maximum salary of secretary $400; Montana 1925 ch. 171 a board of three persons, term of office six years; Tennessee 1925 ch. 99 a board of five, term of office five years.

Pharmacy. Idaho 1925 ch. 32, amended by ch. 188, provides for three examiners of pharmacists; Illinois 1925 p. 576 and p. 578 provide for five. Michigan 1925 No. 58 fixes the per diem of members of the board of pharmacy at $5, and allows their expenses. New York 1926 ch. 698 provides that the state board of pharmacy shall consist of nine examiners to be appointed by the regents for a term of three years. Rhode Island 1926 ch. 794 creates a board of seven members, term of office four years. There is to be a secretary, who is also to be registrar of pharmacists, at an annual salary of $800. Members of the board are to receive $10 for attendance at each meeting, but no compensation is to be paid for more than 12 meetings in any calendar year. South Carolina 1925 No. 28 creates a board of six members with a term of office of six years, and provides for an inspector. Indiana 1925 ch. 26 provides for a traveling inspector for the state board of pharmacy at a maximum salary of $200 a month, and a clerk-stenographer at a maximum of $115 a month and necessary temporary clerical assistants whose compensation is to be fixed by the board.

Medicine and Surgery. Connecticut 1925 ch. 161 establishes a state board of healing arts consisting of three members whose term of office is fixed at three years; ch. 267 § 2 fixes the date of the expiration of terms of present members and provides for appointment of new ones. Idaho 1925 ch. 32, amended by ch. 188, provides for six examiners; Illinois 1925 p. 575 and p. 578 provide for four. Oklahoma 1925 ch. 63 fixes membership of board of examiners at seven; term of office four years. Vermont 1925 No. 109 sets membership of board of medical registration at seven, term of office six years.

Nonmedical Therapeutics. Connecticut 1925 ch. 267 § 2 fixes the date of expiration of terms of present members of examining boards for osteopathy and chiropractics and provides for appointment of new ones. Idaho 1925 ch. 32, amended by ch. 188, sets the number of examiners of osteopaths at five. Nevada 1925 ch. 118 creates a state board of osteopathy to consist of three members, term of office three years. Pennsylvania 1925 No. 179 provides that the membership of the osteopathic surgeons' examining board shall consist of the superintendent of public instruction and four other members. They are to receive $10 each for each day's service, and railroad and hotel expenses. West Virginia 1925 ch. 20 creates a state board of chiropractors to consist of the state health council with the addition of two chiropractors.

Nursing. Idaho 1925 ch. 32, amended by ch. 188, provides for three examiners of nurses; Illinois 1925 p. 575 and p. 578 for five. Louisiana 1926 No. 4 creates a nurses' board of examiners to be composed of five members whose term of office is fixed at five years. New Mexico 1925 ch. 11 creates a board of five, term of office three years. The secretary-treasurer of the board is to execute a bond of $1,000. The board is to appoint an educational secretary and is to fix her salary. North Carolina 1925 ch. 87 provides for a board of five members, term of office three years, for a joint committee on standardization to consist of six members, whose term is to be three years, and for an educational director of schools of nursing, whose duties and compensation are to be fixed by the board of nurse examiners and the standardization board. Oklahoma 1925 ch. 144 allows the secretary of the board a maximum salary of $100, and members a per diem of $5. An educational director is to be appointed by the board. West Virginia 1925 ch. 23 fixes membership of the board at five, term of office at three years.

Undertaking and Embalming. Florida 1925 ch. 10120 creates a state board of embalming to consist of the state health officer and four other members, with a term of office of four years. Idaho 1925 ch. 32, amended by ch. 188, sets the number of examiners at three; Illinois 1925 p. 575 and p. 578 at five. Massachusetts 1925 ch. 348 sets membership of board of registration in embalming at three; term of office two years. New York 1926 ch. 349 abolishes the board of embalming examiners and transfers its powers and duties to the department of health. Ohio 1925 p. 380 provides for a board of three examiners; term of office three years; Vermont 1925 No. 110 for a board of three, term of office six years. Connecticut 1925 ch. 110 provides that the salary of the secretary of the board of examiners shall be fixed by the board.

Veterinary Medicine and Surgery. Florida 1925 ch. 10289 creates a board of veterinary examiners, to consist of three members, whose term of office is fixed at six years. Each member is to receive a per diem of $5 and necessary traveling expenses. Idaho 1925 ch. 32, amended by ch. 188, and Illinois 1925 p. 575 and p. 578 also set membership of the board at three. Ohio 1925 p. 340 provides for a board of three members, with a 6-year term.

Horseshoeing. Illinois 1925 p. 575 and p. 578 provide for three members of the board of examiners. Minnesota 1925 ch. 426, Art. XVIII, §2, abolishes the board.

Accountancy. Idaho 1925 ch. 32, amended by ch. 188, and Illinois 1925 p. 579 provide for three examiners of accountants. Iowa 1925 ch. 40 prescribes method of appointment of members of board of examiners and sets term of office at three years; ch. 41 requires an annual report. Michigan 1925 No. 353 creates a board

of accountancy of four members, term of office four years. North Carolina 1925 ch. 261 creates a board of four members, with a 3-year term; per diem $10; legal counsel, clerical assistance, traveling and other necessary expenses allowed. North Dakota 1925 ch. 2 creates a board of three members, term of office three years. Tennessee 1925 ch. 33 establishes a board of seven members, term of office three years, per diem $10; railroad travel expenses allowed.

Law. Florida 1925 ch. 10175 creates a state board of law examiners of nine members, term of office three years. Idaho 1925 ch. 89 provides that the board of commissioners of the state bar shall consist of three members; term of office three years.

Librarianship. Louisiana 1926 No. 36 creates a state board of library examiners of three members, to be appointed by the state library commission for a term of four years. Oklahoma 1925 ch. 173 provides that the state library commission shall constitute a board of library examiners who shall act without pay.

Music. Mississippi 1926 ch. 313 creates a state board of music examiners, to consist of three members to be appointed by the state superintendent of education for a term of six years.

Shorthand Reporting. Colorado 1925 ch. 159 creates a state board of shorthand reporters to consist of three persons whose term of office is fixed at three years. Traveling expenses are allowed.

Real Estate. Kentucky 1926 ch. 189 and Tennessee 1925 ch. 3 repeal the laws creating state real estate commissions. Colorado 1925 ch. 147 creates a real estate brokers' board of three persons, term of office three years. Expenses are allowed. Florida 1925 ch. 10233 establishes a real estate brokers' registration board of three members, term of office three years; expenses allowed. The same state, 1925 Extra ch. 11336 creates a real estate commission of three persons, term of office three years. Georgia 1925 p. 325 also creates a commission of three; term of office three years. The commission is authorized to employ a secretary and treasurer, and necessary clerks and assistants and attorneys. Montana 1925 ch. 40 provides that the commissioner of agriculture shall be ex officio real estate commissioner, with no additional compensation. Ohio 1925 p. 392 provides for a state board of real estate examiners to consist of three members, term of office three years, per diem $15, expenses allowed. Oklahoma 1925 ch. 129 creates a state real estate commission of three members, term of office three years, per diem $10, expenses allowed. Oregon 1925 ch. 277 establishes the office of real estate commissioner. The insurance commissioner of the state is to be ex officio real estate commissioner with no additional compensation. The commissioner is to appoint a deputy real estate commissioner at a maximum salary of $3,000. Virginia 1926 ch. 489 fixes membership of the real estate commission at three, term of office six years, per diem $10, expenses

allowed. The commission is empowered to employ a secretary and other necessary clerks and assistants. Washington 1925 Extra ch. 129 creates the office of real estate director. The state director of licenses is to be the real estate director, with no additional compensation. North Dakota 1925 ch. 1 creates an abstractors' board of examiners to be composed of three members; term of office six years.

LESSER UNITS

Plumbing. New York 1926 ch. 447 continues existing boards for the examination of plumbers in cities.

SPECIFIED LOCALITIES

Boards of examiners of surveyors in specified cities are dealt with by Illinois 1925 p. 604. Arkansas 1925 No. 166 creates a board of examiners of plumbers for every city having a system of sanitary sewerage. Kentucky 1926 ch. 115 and ch. 123 relate to boards of examiners of plumbers and to plumbing inspectors in specified counties.

AGRICULTURAL FUNCTIONS

STATE

Departments of Agriculture: Organization, Personnel, etc. Arkansas 1925 No. 42 abolishes the feed inspection bureau and the fertilizer inspection bureau in the office of the commissioner of mines manufactures and agriculture. Colorado 1925 ch. 156 declares the state board of agriculture to be the state board for vocational education. Connecticut 1925 ch. 111 creates the office of commissioner of agriculture, fixes his salary at $5,000, and provides that he assume the duties of the secretary of the state board of agriculture. Illinois 1925 p. 580 and p. 585 provide for administrative officers, a food standard commission which is to consist of the superintendent of foods and dairies and two food standard officers, a board of agricultural advisors, to be composed of 15 persons, and a board of state fair advisors to consist of 9 persons, and fix salaries as follows: director of agriculture $4,800, general manager of state fair $3,600, superintendent of foods and dairies $4,800, superintendent of animal industry $3,600, superintendent of plant industry $3,600, chief veterinarian $4,200, each food standard officer $450. Massachusetts 1925 ch. 287 provides that the commissioner of agriculture and members of the advisory board shall be appointed by the governor, with the advice and consent of the council, for a term of three years, fixes maximum salary of the commissioner at $6,000, and allows members of the advisory board a per diem of $10 and traveling expenses. Minnesota 1925 ch. 426 provides for a department of agriculture and a commissioner of agriculture. Missouri 1925 p. 109 provides that the state board of agriculture shall constitute a department of forestry.

New Hampshire 1925 ch. 174 allows a salary of $3,250 for the commissioner of agriculture and $2,500 for the deputy commissioner. New York 1925 p. 1147 proposes a constitutional amendment providing for a department of agriculture and markets, the head of which is to be appointed in a manner to be prescribed by law (ratified). Chapter 646, Laws of 1926, provides for this department with a commissioner of agriculture and markets in charge, and fixes the salary of the commissioner at $12,000. North Dakota 1925 ch. 220 creates a workmen's compensation bureau in the department of agriculture and labor and makes the state commissioner of agriculture and labor a member of the board. South Carolina 1926 No. 601 fixes a 4-year term for the commissioner of agriculture, commerce, and industries. South Dakota 1925 ch. 115 creates a department of agriculture which is to consist of four divisions and provides for a secretary at $4,000 and for heads of various divisions as follows: director of division of animal industry $3,000, director of division of markets, statistics, and immigration $2,400, director of division of inspections $3,000, director of division of game and fish $2,400. Texas 1925 ch. 13 abolishes the board, consisting of the governor, the commissioner of agriculture, and the commissioner of banking, created for the purpose of appointing a commissioner of markets and warehouses, and also abolishes the board of supervisors of warehouses, consisting of the governor, the commissioner of agriculture, and the commissioner of insurance and banking, and transfers its powers, duties, etc., to the commissioner of agriculture. Virginia 1926 ch. 271 proposes a constitutional amendment providing for the appointment of a commissioner of agriculture and immigration by the governor, subject to confirmation by the general assembly, for a term coincident with that of each governor making the appointment, with the proviso that the general assembly shall have power, by statute enacted after January 1, 1932, to provide for his appointment in such manner and for such term as may be prescribed by statute.

Membership in state boards and commissions is assigned to the commissioner of agriculture as follows: budget commission, Florida 1925 ch. 10034; real estate commission, Montana 1925 ch. 40; forestry commission, Mississippi 1926 ch. 161; board of advisers to administer world war veterans loan act, North Carolina 1925 ch. 155. Oklahoma 1925 ch. 146 makes the president of the board of agriculture a member of the state forest commission.

Salaries in the office of boards of agriculture were fixed in several states. Florida 1925 Extra ch. 11384 fixes the salary of the secretary to the commissioner of agriculture at $1,800, and ch. 11365 allows $3,600 for chief clerk. Kansas 1925 ch. 250 allows $3,500 for the secretary of the board, $4,500 for one who has served ten or more years, $3,000 for assistant secretary, $2,400 for special assistant

secretary, $1,800 for a chief clerk, $1,500 for a statistican, $1,200 for a clerk, a maximum allowance of $2,400 annually for stenographers, not more than $1,200 of which shall be paid annually to any one person. New Hampshire 1925 ch. 179 refers to salary of chief clerk.

Agricultural Statistics Department. Indiana 1925 ch. 91 establishes a department of agricultural statistics and fixes its duties.

Apiary Inspectors. Minnesota 1925 ch. 426 abolishes the office of inspector of apiaries and transfers its functions to the department of agriculture. South Dakota 1925 ch. 115 authorizes the appointment of inspectors, fixes their per diem at a maximum of $5 and allows traveling expenses. Wyoming 1925 ch. 148 authorizes the state entomologist to conduct a division of apiary inspection and investigation.

Cannery Inspection Officials. California 1925 ch. 428 provides for a chief cannery inspector and other inspectors and employees to carry out the law on canning of agricultural products; ch. 421 deals specifically with canned fruit and provides for inspectors and boards of appeals.

Dairy and Food Commissions, Inspectors, etc. Idaho 1925 ch. 224 provides for a director of dairying and fixes his term at two years. Illinois 1925 p. 580 and p. 585 provide for a food standard commission in the department of agriculture, which is to consist of a superintendent of foods and dairies whose salary is to be $4,800, and two food standard officers at $450 each. Kansas 1925 ch. 261 places the appointment and direction of the state dairy commissioners and deputies under the control of the state board of agriculture. Minnesota 1925 ch. 426 creates a department of dairy and food under the supervision of a dairy and food commissioner. Virginia 1926 ch. 121 abolishes the offices of dairy and food commissioner and deputy dairy and food commissioner, including the office of superintendent of weights and measures, and transfers their powers and duties to the commissioner of agriculture and immigration.

Entomologists, Pest Inspectors, etc. Missouri 1925 p. 112 creates a state plant board, designates entomologist of the state agricultural station as state entomologist and chief inspector, and provides for other inspectors. Montana 1925 ch. 114 provides for expenses of the state entomologist. Virginia 1926 ch. 122 abolishes the state board of crop pest commissioners and transfers its investigation work to the state agricultural experiment station and its law enforcement duties to the department of agriculture. Wyoming 1925 ch. 148 provides for the consolidation of pest, horticulture, and apiary inspection in the office of the state entomologist, which is to function under the direction of the state commissioner of agriculture,

and provides for deputy entomologists at salaries of $1,600 to $3,000 annually, or $4 to $10 per diem.

Fair Boards. Illinois 1925 p. 480 and p. 485 provide for a general manager of the state fair board and a board of state fair advisors under the department of agriculture. The salary of the general manager is fixed at $3,600. Iowa 1925 ch. 57 relates to auditing of accounts. Kansas 1925 ch. 252 provides that the state board of agriculture, with its secretary, shall constitute a board of state fair managers, and provides for the expenses of members. New York 1926 ch. 646 places a division of the state fair in the department of agriculture and markets. South Dakota 1925 ch. 274 changes the name of the state board of agriculture to the state fair board.

Grain Inspection Officials. Illinois 1925 p. 580 and p. 585 provide for a chief grain inspector in the department of trade and commerce and fix his salary at $5,000. Minnesota 1925 ch. 258 prescribes duties of the board of grain appeals.

Horticulture Boards and Commissioners. Oregon 1925 ch. 158 allows the board of horticulture to employ a secretary at a maximum salary of $150 a month.

Inspectors (General). Arkansas 1925 No. 218 provides for inspectors, deputy inspectors, employees, and agents to carry out the provisions of the law governing the standardization of agricultural products. Florida 1925 ch. 10149 places inspectors performing the duties formerly performed by oil inspectors, by food, drug and fertilizer inspectors, and by citrus fruit inspectors under a division of inspection which is created in the department of the commissioner of agriculture. The employment of a supervisor of inspectors at a salary of $2,400 is authorized.

Land Settlement Boards. Rights of the land settlement board as a body corporate are defined by California 1925 ch. 205. Colorado 1925 ch. 129 and South Dakota 1925 ch. 272 abolish these boards. South Dakota transfers the duties to the rural credit board.

Livestock Boards and Inspectors, Veterinary Surgeons, etc. Illinois 1925 p. 580 and p. 585 fix the salary of the superintendent of animal industry at $3,600, and the salary of the chief veterinarian at $4,200. Kansas 1925 ch. 251 abolishes the live stock registry board and Virginia 1926 ch. 177 abolishes the livestock sanitary board. Kansas transfers the duties of the board to the secretary of the state board of agriculture; Virginia transfers powers and duties to the board of agriculture and immigration. Minnesota, by 1925 ch. 426, continues her board; Mississippi, by 1925 ch. 264, reorganizes hers. Colorado 1925 ch. 167 provides that the state veterinarian may appoint deputy veterinarians at a maximum of $8 per diem and

a clerk or stenographer at a maximum of $100 a month. Florida 1925 ch. 10155 fixes the fees of inspectors of marks and brands of livestock. Kentucky 1926 ch. 2 prescribes the qualifications of the state veterinarian, fixes his term at four years, sets $2,500 as a maximum salary, and allows for expenses. New Hampshire 1925 ch. 174 allows the state veterinarian a salary of $3,000 and his expenses. Oklahoma 1925 ch. 41 provides for cars for the state veterinarian and deputy veterinarians. South Dakota 1925 ch. 115 creates a division of animal industry in the department of agriculture. It is to be in charge of a director whose annual salary is to be $3,000; ch. 283 provides for the appointment of veterinary inspectors and assistants for counties by the state livestock sanitary board to make tests for bovine tuberculosis. Washington 1925 Extra ch. 198 fixes the compensation of appraisers of infected animals that are slain. Wyoming 1925 ch. 46 provides for the organization of the state board of sheep commissioners and fixes a per diem of $10 for each member; ch. 47 fixes $5 as the maximum per diem for sheep inspectors, with $150 as the maximum per month. Mississippi 1926 ch. 265 provides for local state inspectors and range riders to assist counties in tick eradication.

Maple-Sirup Inspectors. Vermont 1925 No. 102 authorizes the commissioner of agriculture to issue licenses for such number of state inspectors as he deems necessary.

Market Bureaus and Commissions: Organization, Personnel, etc. Missouri 1925 p. 118 establishes a state marketing bureau to be in charge of a state marketing commissioner whose bond is fixed at $10,000, and provides for employees of the bureau and their compensation. New York 1926 ch. 646 creates a department of agriculture and markets and a council of agriculture and markets and provides for a commissioner of agriculture and markets at a salary of $12,000. Rhode Island 1926 ch. 789 creates a bureau of markets within the board of agriculture, and provides for a commissioner of markets at a maximum salary of $3,500. Texas 1925 ch. 13 abolishes the office of commissioner of markets and warehouses and the markets and warehouse department and the weights and measures department and vests their duties and functions in the commissioner of agriculture. It also abolishes the board consisting of the governor, the commissioner of agriculture, and the commissioner of agriculture and banking created for the purpose of appointing a commissioner of markets and warehouses, and likewise abolishes the board of supervisors of warehouses and vests its duties, etc., in the commissioner of agriculture, who is also vested with all duties, powers, etc., if any, relating to warehouses formerly vested in the commissioner of insurance and banking, or the banking commissioner, or the commissioner of insurance. Vermont 1925 No. 103 provides that the com-

missioner of agriculture shall be director of markets. California 1925 ch. 258 prescribes the manner of payment of the salaries of the secretary and director of the state market commission. Missouri 1925 p. 105 provides for agents and employees in the marketing bureau of the department of agriculture to carry out the law governing standards of agricultural products and containers.

Rural Credit Boards, Commissions, etc. Minnesota 1925 ch. 426 establishes a department of rural credit and abolishes the rural credit bureau. South Dakota 1925 ch. 266 reorganizes and regulates the rural credit board, provides that the rural credit commissioner and his assistant and the comptroller of the board shall be appointed by the governor, by and with the consent of the senate for a 5-year term, fixes the bond of each at $10,000 and salaries as follows: commissioner $5,000, assistant commissioner $3,600, comptroller $3,600. Wyoming 1925 ch. 86 fixes the duties of the farm loan board and of the farm loan commission.

Seed Labeling and Inspection Agents. Colorado 1925 ch. 155 permits the state agricultural experiment station to appoint agents to inspect and analyze seeds.

Weed Commissioners. Arkansas 1925 No. 262 provides for a weed commissioner to be appointed annually by the commissioner of mines, manufacture, and agriculture.

Weights and Measures Officials. Connecticut 1925 ch. 37 authorizes the superintendent of state police to appoint a deputy superintendent of weights and measures. The maximum salary of the superintendent of state police, as such superintendent and as superintendent of weights and measures, is to be $5,000. Indiana 1925 ch. 86 provides that the state food and drug commissioner shall be state commissioner of weights and measures. Missouri 1925 p. 259 provides for the appointment of weighmasters. New Hampshire 1925 ch. 174 fixes the salary of the state commissioner of weights and measures at $3,000. New Jersey 1925 ch. 157 prescribes the qualifications of the state superintendent of weights and measures. Texas 1925 ch. 13 abolishes the weights and measures department and transfers its duties and functions to the department of agriculture.

LESSER UNITS

Apiary Inspectors. Wyoming 1925 ch. 148 provides for inspectors and their helpers, in counties.

County Agents or Agricultural Demonstrators. North Dakota 1925 ch. 114 relates to the auditing of expenditures of funds for county agent work by county boards of commissioners, the supervision of the work, and the employment and dismissal of the agent. Rhode Island 1925 ch. 616 allows a maximum annual salary of $3,000 and provides for expenses.

Entomologists, Pest Inspectors, etc. Wyoming 1925 ch. 148 provides for pest inspectors in counties at a maximum per diem of $8.

Enumerators of Statistics. Florida 1925 ch. 10031 provides for enumerators of agricultural, horticultural, livestock, manufacturing, industrial, and other statistics in counties, fixes their compensation, and requires that their reports shall be sent to the state commissioner of agriculture.

Fair Boards. Idaho 1925 ch. 131 authorizes fair district boards of directors and allows a per diem of $5 and mileage for members.

Horticulture Boards and Commissioners. California 1925 ch. 84 deals with horticultural commissioners, their deputies, clerks, etc., in counties, and fixes a scale of compensation according to the population of the counties.

Live Stock Inspectors, Veterinarians, etc. Colorado 1925 ch. 165 allows the sheriff or his deputy or an inspector appointed by him a fee for inspecting migratory live stock. Indiana 1925 ch. 215 provides for the appointment of county veterinary inspectors to apply tuberculin tests to cattle at an annual salary of $1,500 and expenses. Michigan 1925 No. 36 provides for county live stock agents and fixes a per diem of from $5 to $10. Texas 1925 ch. 122 provides for county inspectors for tick eradication.

Potato Inspectors. Wyoming 1925 ch. 95 relates to district potato inspectors and sets their term of office at four years.

Weed Inspectors. Minnesota 1925 ch. 377 deals with weed inspectors and their assistants in townships and municipalities and fixes their compensation at from 25 to 50 cents an hour and allows traveling expenses, with a maximum of $75 for compensation and necessary expenses for any given year.

Weights and Measures Officials. Connecticut 1925 ch. 55 permits the selectmen of any town to appoint a town inspector of weights and measures and fix his salary. Indiana 1925 ch. 86 provides for county, district, or city inspectors, and fixes their compensation. New Jersey 1925 ch. 157 fixes qualifications of county and municipal superintendents and puts them under civil service in counties and municipalities which have adopted the provisions of the civil service act. Oklahoma 1925 ch. 53 fixes the duties of county weighers. Virginia 1926 ch. 145 allows local governing bodies to appoint local sealers and fix their term of office and salaries.

SPECIFIED LOCALITIES

The following acts concern officers in specified cities and counties: Apiary inspector, California 1925, ch. 43; fair director, Oklahoma 1925 ch. 159; home demonstration agent, South Carolina 1925 No. 373; horticultural commissioner, California 1925 ch. 28; live stock inspectors, veterinarians, meat inspectors, etc., Arkansas 1925 No. 266, California 1925 ch. 47, ch. 94, Kentucky 1926 ch. 115,

Oregon 1925 chs. 21, 61, 64, 141, 174; city superintendent of markets, New York 1926 ch. 640; county market commission, Oklahoma 1925 ch. 158; weights and measures officials, California 1925 ch. 338, Rhode Island 1925 ch. 683, South Carolina 1925 Nos. 70, 86, 469 (cotton weighers), Texas 1925 ch. 90, ch. 91, Texas 1926 Extra ch. 14.

BUILDING INSPECTION, ETC.

STATE

Housing Boards, etc. New York 1926 ch. 348 establishes in the division of architecture a bureau of housing and regional planning; ch. 823 creates a board of housing. New Jersey 1926 ch. 327 places the secretary of the board of tenement house supervision in the exempt class of the classified service.

Building Inspectors. Massachusetts 1925 ch. 322 relates to designation of inspectors.

Plumbing Inspectors. Florida 1925 ch. 10207 provides for a state plumbing inspector to be appointed by the governor for a period of four years at an annual salary of $2,400.

Elevator Regulations Board. Massachusetts 1925 ch. 221 relates to appointment and composition of the board and provides that its members shall serve without compensation, but their expenses are to be paid.

Fire Departments. Arkansas 1925 No. 88 abolishes the office of insurance commissioner and a state fire marshal and creates the office of commissioner of insurance and revenues. Illinois 1925 p. 580 and p. 585 fix the salary of the fire marshal at $4,000. Nebraska 1925 ch. 183 provides for a state fire marshal, for a first assistant marshal and deputy marshals and for a special attorney. Vermont 1925 No. 97 fixes the salary of the deputy marshal at $2,500 and authorizes the marshal to employ a stenographer or clerk and incur other necessary expenses.

LESSER UNITS

Appeal Boards. Michigan 1925 No. 371 provides that boards of appeal may be established in cities in connection with carrying out the provisions of the dwellings law.

Electrical Inspection Commissions, Officers, etc. Illinois 1925 p. 194 provides for electrical inspection departments and commissions in cities, villages, and towns. Vermont 1925 No. 63 provides for electric wiring inspectors in cities, towns, and villages.

Plumbing Inspectors. New York 1926 ch. 447 provides for plumbing inspectors in cities.

Fire Departments. California 1925 ch. 370 provides for the appointment of commissioners of fire prevention districts. The status of the fire chief and of the director of public safety, and the composition of the fire force, in cities under commission form of government, are defined by Montana 1925 ch. 173. Firemen's

salaries in consolidating municipalities are the subject of New Jersey 1925 ch. 60.

SPECIFIED LOCALITIES

The following acts deal with officers in specified cities, towns and counties: building inspectors, Kentucky 1926 ch. 124 (inspector and deputy inspector of scaffolding and counterfloors in construction work), Massachusetts 1926 ch. 2, ch. 91; fire department personnel, Kentucky 1926 ch. 115, ch. 127, Louisiana 1926 No. 214, Massachusetts 1925 ch. 41, ch. 46, Massachusetts 1926 ch. 34, ch. 112, ch. 145, Nebraska 1925 ch. 183 § 30, New Jersey 1926 ch. 240, New York 1925 ch. 156, ch. 160, Rhode Island 1926 ch. 892, ch. 930. New Jersey 1926 ch. 1 refers to fire chaplains in cities. Illinois 1925 p. 196 and Kentucky 1926 ch. 130 relate to trustees of city firemen's pension funds.

COMMERCE AND LABOR

STATE

Departments of Commerce and Labor: Organization, Personnel, etc. Arizona 1925 ch. 83 creates a state industrial commission of three members to be appointed by the governor for a term of six years; salary $5,000 each, bond $10,000 each. Not more than two members of the commission are to belong to the same political party. Arkansas 1925 No. 42 abolishes the feed inspection bureau and the fertilizer inspection bureau in the office of the commissioner of mines, manufactures and agriculture. Michigan 1925 No. 377 creates a department of labor and industry, the administration of which is to be vested in a commission of four members, who are to serve for an indefinite term at an annual salary of $5,000 each. The commission is to appoint a secretary and necessary deputies, assistants, and employees. The salary of the secretary and such deputies is not to exceed $4,500 annually. Traveling expenses are allowed to all officers and employees of the department. Minnesota 1925 ch. 426 puts the department of commerce under the supervision and control of a commission composed of a commissioner of banks, a commissioner of insurance, and a commissioner of securities. The same act continues the department of labor and industry in charge of the state industrial commission, provides for a division of standards, to be headed by a director of standards, under the direction of the industrial commission, and abolishes the offices of chief oil inspector and chief boiler inspector and transfers their powers and duties to the director of standards, who is to appoint a chief oil inspector.

New York 1925 p. 1147 proposes a constitutional amendment providing for a department of labor (ratified). Chapter 427, Laws of 1926, provides for this department and places at its head the industrial commissioner, who is to be appointed by the governor, by and with the advice and consent of the senate, and hold office until the end of the term of the governor by whom he was appointed; salary, $12,000. To the department of labor are transferred all the

functions, duties, etc., of the department of labor as now existing, and of the industrial commissioner, industrial board, and industrial council. The organization of the existing department of labor is continued, except as provided in this article, and except as it may be changed pursuant to law. There are to be in the department of labor the industrial board and the industrial council now provided for in the labor law. The membership of the industrial board is raised from three to five, terms of members fixed at six years, salary $8,500 each.

The secretary of labor and industry is to be a member of the state council for the blind, by Pennsylvania 1925 No. 412. North Carolina 1925 ch. 155 names the commissioner of labor and printing a member of the board of advisers to administer the world war veterans loan act. New York 1925 ch. 227 makes the industrial commissioner a member of the advisory commission for physically handicapped persons.

California 1925 ch. 282 provides for appointees of the commissioner of the bureau of labor statistics, fixes the commissioner's salary at $5,000 a year, and allows him traveling expenses. Georgia 1925 No. 431 sets salaries in the department of commerce and labor as follows: commissioner $3,600, assistant commissioner $2,400, chief clerk and stenographer $1,500. The sum of $1,800 a year is allowed for incidental expenses of the department, including travelling expenses of the commissioner, the assistant commissioner, and chief clerk. Illinois 1925 p. 446 authorizes the director of trade and commerce to appoint special deputies, etc., to handle liquidation and dissolution of delinquent insurance companies, and provides for their compensation. The same state 1925 p. 580 and p. 585 list offices and salaries in the department of labor as follows: director of labor $7,000, assistant director of labor $4,000, chief factory inspector, $4,000, superintendent of free employment offices $3,000, chief inspector of private employment agencies $4,000, an industrial commission to consist of five industrial officers at $6,000 each, except the chairman, who is to receive $7,000; p. 585 also provides for a board of free employment office advisors composed of five persons and for a board of local free employment office advisors for each free employment office, composed of five persons on each local board. The same acts designate the following offices and salaries in the department of trade and commerce: director of trade and commerce $7,000, assistant director of trade and commerce $5,000, superintendent of insurance $5,000, fire marshal $4,000, superintendent of standards $2,500, chief grain inspector $5,000, a state commerce commission to consist of seven commerce commissioners $7,000 each, secretary of commerce commission $5,000. New Hampshire 1925 ch. 174 fixes the salary of the labor commissioner at $3,000. Rhode Island 1925 ch. 626 fixes the annual salary of the deputy commissioner of labor at $2,800 and his

term of office at three years. South Dakota 1925 ch. 115 provides for a division of employment in the department of finance. It is to be in charge of a director of employment who is to be appointed by the secretary of finance with the consent and approval of the governor, salary $3,000; ch. 302 continues the office of industrial commissioner, sets his term of office at two years, his bond at $10,000 and his salary at $2,400. North Dakota 1925 p. 316 relates to the annual report of the industrial commission.

Census Officers. New York 1925 ch. 191 gives the secretary of state power to appoint, every tenth year, enumeration officers as follows: supervisor at a compensation of $7,000, a deputy chief supervisor at $5,000, 32 supervisors at $2,000, 12 at $1,500, and 9 at $1,000. They are to hold office until the completion and tabulation of the enumeration, unless sooner removed by the secretary of state. Power of appointment of other officers is also placed in the hands of the secretary of state and in the case of interpreters power is also given to that officer to fix salaries.

Publicity and Immigration Bureaus and Officers. Florida 1925 ch. 10029, which deals with advertising the resources of the state through the bureau of immigration in the department of agriculture, provides that the commissioner of agriculture shall employ a statistician and advertising editor and fix his salary and also employ other necessary assistants and office help. Traveling and contingent expenses of the bureau are not to exceed $5,000 per year. Minnesota 1925 ch. 426 Art. XVIII § 2 abolishes the state land and lakes attraction board, the state board of immigration, the colonization commission, and the office of commissioner of immigration. New Mexico 1925 ch. 116 establishes a state bureau of publicity which is to be in charge of a commission appointed by the governor. The governor is also to appoint an assistant commissioner for each judicial district of the state, and a secretary of the bureau. The commissioner and the assistant commissioners are to receive no compensation, but their expenses are to be paid. The compensation paid to the secretary and to minor employees of the bureau is to be fixed by the commissioner. North Dakota 1925 ch. 147 provides that the commissioner of immigration is to be appointed by the governor for a term of two years at a salary of $2,500; bond, $2,000.

Child Labor Inspectors. New Mexico 1925 ch. 79 § 15 provides for child labor inspectors, to be appointed by the director of the bureau of child welfare.

Factory Inspectors. Connecticut 1925 ch. 13 directs the commissioner of labor and factory inspection to appoint 15 deputies, not less than 2 and not more than 5 of whom are to be women. Illinois 1925 p. 580 and p. 585 fix the salary of the chief factory inspector at $4,000. Michigan 1925 No. 364 provides that the commissioner of

labor shall be the chief factory inspector and the deputy commissioner of labor and deputy factory inspectors shall be factory inspectors within the meaning of the act. Two of the deputy inspectors are to be women. Mississippi 1926 ch. 189 prescribes duties of factory inspectors; ch. 341 fixes salary of state inspector at $3,000. An annual appropriation of $4,000 is allowed to factory inspectors for expenses, by Rhode Island 1925 ch. 638. No more than $1,200 of that sum is to be expended for clerical help.

Boiler Inspectors. Massachusetts 1925 ch. 322 provides for designation of boiler inspectors and fixes their duties. Minnesota 1925 ch. 426 Art. XII § 2 abolishes the office of chief boiler inspector, and transfers its powers and duties to the director of standards. Pennsylvania 1925 No. 159 makes state inspectors salaried employees of the department of labor and industry and relates to their commissions. Rhode Island 1925 ch. 627 allows the inspector a salary of $2,500 and the deputy inspector $2,000, and allows a maximum of $1,200 for clerical assistance and office supplies. The same state 1926 ch. 785 fixes the qualifications of the inspector and the deputy inspector and sets their term of office at six years.

Mine Officers, Inspectors, etc. Colorado 1925 ch. 66 makes the commissioner of mines a member of the geological survey board. Illinois 1925 p. 468 provides for state coal mine inspectors; p. 472 relates to annual report of the inspector of metal mines; p. 580 and p. 585 designate officers and salaries in the department of mines and mining as follows; director of mines and minerals $7,000, assistant director of mines and minerals $4,000, a mining board, to consist of four officers designated as mine officers and the director of mines and minerals, at a salary of $500 each, a miners' examining board to consist of four officers, designated as miners' examining officers at a salary of $1,800 each. Indiana 1925 ch. 171 sets the salary of the chief inspector of mines and mining at $3,000 and that of each of his assistant inspectors of mines and mining at $2,500, and provides for expenses. The chief inspector is allowed to appoint a stenographer at a maximum annual salary of $1,200. Nevada 1925 ch. 70 and ch. 145 fix the salary of the inspector of mines at $3,600. The latter act also allows him expenses, and fixes his bond at $10,000 and his term of office at four years. He is to employ a clerk at $1,500. West Virginia 1925 ch. 88 creates a department of mines. The chief of the department is to be appointed by the governor, with the consent of the senate, term of office four years, bond $2,000, salary $6,000, traveling expenses allowed. Mine inspectors, fire bosses, machine men, etc., are also provided for. Wyoming 1925 ch. 79 provides for a state inspector of coal mines, and two deputy inspectors, to be nominated, and by and with the advice and consent of the senate,

appointed by, the governor; term of office four years; salary of state inspector $4,200; salary of deputy inspectors $3,600.

Court of Industrial Relations. Kansas 1925 ch. 258 abolishes the court of industrial relations and confers its powers and duties upon the public service commission which the act creates.

Workmen's Compensation Bureaus, Officers, etc. Minnesota 1925 ch. 405 creates a compensation insurance board, to consist of the commissioner of insurance, one state member of the state industrial commission to be chosen by that commission, and a third person to be appointed by the governor for a term of five years at a maximum salary of $4,500. Members of the board other than the person appointed by the governor are to serve without compensation other than that received in their regular positions. Their expenses are allowed. Missouri 1925 p. 375 creates a workmen's compensation commission of three members, to be appointed by the governor for a term of six years, at an annual salary of $4,500 each; bond, $50,000 each. There is to be a secretary at $3,600 a year, and other necessary employees, but salaries are not to exceed $100 a month to any clerical employee or $150 a month to any other employee or assistant. The commission may also appoint a medical adviser, at a maximum salary of $4,000 a year. Traveling expenses of commissioners and employees are allowed. North Dakota 1925 ch. 220 creates a workmen's compensation bureau in the department of agriculture and labor. It is to consist of the state commissioner of agriculture and labor, the state insurance commissioner, and three workmen's compensation commissioners to be appointed by the governor for a term of five years. The commissioner of agriculture and labor is to be ex officio chairman, the commissioner of insurance ex officio member. Other members of the bureau are to receive $2,500 a year.

Connecticut 1925 ch. 202 § 5 allows each compensation commissioner a salary of $5,000 annually. Such allowance as may be approved by the comptroller, not exceeding $25,000 per year, is allowed for the expense of all commissioners. The board of control may authorize additional sums, but not exceeding $30,000 in all. Illinois 1925 p. 388 fixes the salary of each commissioner except the chairman at $6,000. The chairman is allowed $7,500. The commission is to appoint a secretary at a salary of $5,000 and is to employ necessary assistants and clerical help. The salary of arbitrators is fixed at $4,200. Kentucky 1926 ch. 193 sets the annual salary of each member at $3,500, of the secretary at $2,500, and allows for an actuary and other necessary employees with maximum salaries as follows: $125 per month to any stenographer or clerical employee, $175 to any other employee or assistant, $3,500 to the actuary. Ohio 1925 p. 218 relates to payment of salaries of members of the bureau

for the prevention of industrial accidents and diseases and to the qualifications of the superintendent.

LESSER UNITS

Mine Officers, Inspectors, etc. Illinois 1925 p. 468 provides for county mine inspectors.

SPECIFIED LOCALITIES

Louisiana 1926 No. 238 relates to a factory inspector in a specified city.

CORPORATIONS, BANKING, AND INSURANCE

STATE

Departments of Banking and Insurance: Organization, Personnel, etc. Iowa 1925 ch. 178 creates a state banking board of five members, to be appointed by the governor. The superintendent of banking is to be ex officio a member and chairman, the term of office of each member is to be contemporaneous with the office of superintendent, and the per diem of each member is to be $10. Kansas 1925 ch. 256 also creates a board of five, with the banking commissioner ex officio a member and chairman. Members are to be appointed by the governor for a term contemporaneous with his, per diem $10. Kentucky 1926 ch. 20 relates to the establishment and duties of the banking department. Louisiana 1926 No. 92 provides for the appointment of a state bank commissioner in lieu of the examiner of state banks. He is also to be supervisor of homestead and building and loan associations of the state. His term of office is to be four years, salary $6,000. The same state 1926 No. 302 creates an insurance commission to be composed of three members, one to be appointed by the governor, one by the attorney general, and one by the secretary of state; term of office six years, salary $3,600, bond $5,000.

Minnesota 1925 ch. 426 places the department of commerce under the supervision and control of a commission composed of a commissioner of banks, a commissioner of insurance, and a commissioner of securities. The commission is to be organized in three divisions: a banking division in charge of the commissioner of banks, an insurance division in charge of the commissioner of insurance, and a securities division in charge of a commissioner of securities. Commissioners are to be appointed by the governor for a term of six years, salary $4,500 each, bond as follows: commissioner of banks $50,000, commissioner of insurance $25,000, commissioner of securities $10,000. The commissioner of insurance is to be ex officio state fire marshal, but he is to receive no extra compensation therefor. The office of superintendent of banks and the office of commissioner of insurance, except as provided in this act, are abolished. Montana 1925 ch. 172

provides for a state banking department and makes the state examiner ex officio superintendent of banks. He is to be appointed by the governor for a term of four years, salary $5,000, bond a maximum of $75,000. He may, with the approval of the state board of examiners, appoint necessary clerks and examiners whose salaries are to be fixed by the board of examiners.

Nebraska 1925 ch. 143 fixes powers and duties of the guarantee fund commission in taking over banks. New Hampshire 1925 ch. 143 reorganizes the bank commission and provides for a bank commissioner and deputy to be appointed by the governor with the advice and consent of the council, for a term of six years, at salaries of $5,000 and $3,000 respectively. The commissioner is allowed to appoint assistants with maximum salaries as follows: two examiners, $2,750 each, two accountants, $2,000 each, two clerks, one at $1,400, the other at $1,000–$1,200. A state auditing accountant is to be appointed by the governor at a salary of $3,000 and he is to be allowed traveling expenses. The same state 1925 ch. 179 strikes out the reference in the existing law to a $1,400 maximum salary for the accountant in the bank commission department, and increases the salary of the deputy commissioner from $1,500 to $1,800. New Jersey 1926 ch. 196 authorizes the division of the department of banking and insurance into three distinct bureaus: the bureau of banking, the bureau of insurance, and the bureau of building and loan associations, each in charge of a deputy commissioner to be appointed by the commissioner of banking and insurance at a maximum salary of $7,500 a year. New Mexico 1925 ch. 135 creates a department of insurance within the corporation commission, the chief officer of which is to be known as the superintendent of insurance. He is to be appointed and may be removed for cause at any time by the corporation commission; salary $2,400, bond $25,000. The corporation commission is authorized to remove any deputy or assistant, with or without the recommendation of the superintendent.

New York 1925 p. 1147 proposes a constitutional amendment providing for a department of banking and a department of insurance (ratified). Chapter 352, Laws of 1926, provides for a banking department, at the head of which is to be the superintendent of banks, who is to be appointed by the governor, by and with the advice and consent of the senate, and hold office until the end of the term of the governor by whom he was appointed; salary $12,000. To the banking department are assigned all the functions, powers, duties, etc., of the banking department as now existing, and of the superintendent of banks. The organization of the existing banking department is continued, except as it may be changed pursuant to law. Chapter 353 provides for an insurance department at the head of which is to be the superintendent of insurance, who is also to be appointed by the

governor by and with the advice and consent of the senate, and hold office until the end of the term of the governor by whom he was appointed; salary of $12,000. The organization of the existing insurance department is continued, except as it may be changed pursuant to law.

Oklahoma 1925 ch. 136 abolishes the state hail insurance department. Oregon 1925 ch. 207 continues the state banking department and provides that the governor, the secretary of state, and the state treasurer shall constitute a state banking board. The banking department is to be under the control of a superintendent of banks, who is to be appointed by the state banking board for a 4-year term, salary $6,000, bond $50,000. He is to appoint necessary clerical assistants and bank examiners, one of whom he is to designate as assistant superintendent of banks, and he is to fix their salaries, with the approval of the state banking board. The bond of each examiner is fixed at $10,000. South Dakota 1925 ch. 99 creates a depositors advisory commission to consist of the superintendent of banks and three other members to be appointed by the governor. The same state 1925 ch. 203 creates a commission on hail insurance rates consisting of the governor, the commissioner of insurance, and the chairman of the state tax commission. West Virginia 1925 ch. 34 provides for a commissioner of banking to be appointed by the governor for a 4-year term, bond $25,000. He may appoint necessary assistant commissioners of banking whose bond is fixed at $5,000 each.

Deputy bank commissioners, assistants, etc., were the subject of laws in several states in additon to those mentioned above. Delaware 1925 ch. 116 authorizes the bank commissioner to appoint a deputy, salary $3,000, bond $10,000, and a clerk, salary $2,400, bond $5,000. Idaho 1925 ch. 133 authorizes the commissioner of finance to appoint agents, assistants, accountants, etc., to serve in connection with the liquidation of banks. Kentucky 1926 ch. 17 provides that the banking commissioner shall appoint a deputy banking commissioner, term four years, salary $3,000, traveling and hotel expenses allowed. New York 1925 ch. 45 relates to appointment and compensation of deputies, clerks, examiners, special agents, and other employees of the banking department. Oklahoma 1925 ch. 50 creates the office of an additional attorney for the banking department at a salary of $4,000, a law clerk at $2,400, and a stenographer at $1,500.

Bank examiners and their assistants were dealt with by four states besides those that have been mentioned. Florida 1925 ch. 10037 gives the comptroller power to appoint not more than eight, at a salary of $3,000 each, except the chief examiner, whose salary is to be $3,250. Traveling expenses are allowed. Kentucky 1926 ch. 18 also fixes the maximum number of examiners at eight, term of office four years, salary $2,500, traveling and hotel expenses paid. Utah

1925 ch. 44 allows the bank commissioner to appoint necessary examiners and clerical assistants, and, with the approval of the state board of examiners, to fix their salaries. He may designate one of the examiners as chief examiner at a maximum salary of $3,600. The bond of each examiner is fixed at $5,000. Virginia 1926 ch. 132 provides that the state corporation commissioner shall appoint a chief examiner and necessary examiners and assistant examiners, clerks, and stenographers, and fix their salaries. The bond of the chief examiner, examiners and accountants is fixed at $5,000 each.

The office of insurance commissioner and his assistants received attention in several states in additon to those listed above. Arkansas 1925 No. 88 abolishes the office of commissioner and state fire marshal and creates the office of commissioner of insurance and revenues. The commissioner is to be appointed by the governor, by and with the advice and consent of the senate, term of office four years, salary $4,000. He is authorized to appoint two deputies, at a salary of $3,000 a year each, eight clerks, at $2,000 each, three stenographers at $1,500 each, and five field men at $1,800 each. Minnesota 1925 ch. 235 provides that the commissioner may act as receiver of domestic insurance corporations, companies, or associations. New Hampshire 1925 ch. 174 fixes his salary at $3,000. Utah 1925 ch. 20 provides that he shall be appointed by the governor, with the consent of the senate, for a 4-year term, salary $3,250.

Illinois 1925 p. 446 authorizes the director of trade and commerce to appoint special deputies, etc., to handle the liquidation and dissolution of delinquent insurance companies and provides for their compensation; p. 580 and p. 585 fix the salary of the superintendent of insurance at $5,000. Massachusetts 1926 ch. 272 provides for a board of appeal on motor vehicle liability policies and bonds serving in the division of insurance and consisting of the commissioner of insurance or a representative to be designated by him, the registrar of motor vehicles or a representative to be designated by the commissioner of public works, and an assistant attorney general to be designated by the attorney general. The salary of such a representative, if not an employee of the commonwealth, is to be fixed by the board, subject to the approval of the governor and council. With the approval of the governor and council, the board is authorized to appoint and remove a secretary and other necesary assistants and fix their compensation. Minnesota 1925 ch. 426 puts the department of commerce under the supervision and control of a commission composed of a commissioner of banks, a commissioner of insurance, and a commissioner of securities, and creates an insurance division in that department. The insurance division is to be in charge of the commissioner of insurance, who is to be appointed by the governor, salary $4,500. Mississippi 1926 ch. 345 authorizes the insurance commis-

sioner to employ a clerk and stenographer at a salary of $1,800. Rhode Island 1925 ch. 632 gives him the right to employ additional clerical assistance in his office at a maximum expense of $3,700 annually.

Membership of the insurance commissioner in state boards and commissions is mentioned in several acts. Minnesota 1925 ch. 405 makes him a member of the compensation insurance board. North Dakota 1925 ch. 220 names him as member of the compensation bureau. Oregon 1925 ch. 277 makes him ex officio real estate commissioner, with no additional compensation. Wyoming 1925 ch. 78 designates him as inheritance tax commissioner. Texas 1925 ch. 13 abolishes the board, consisting of the governor, the commissioner of agriculture, and the commissioner of insurance and banking, created for the purpose of appointing a commissioner of markets and warehouses, and also abolishes the board of supervisors of warehouses, consisting of the governor, the commissioner of agriculture, and the commissioner of insurance and banking, and transfers its powers, duties, etc., to the commisssioner of agriculture.

Building and Loan Boards and Officers. California 1925 ch. 111 provides that the building and loan commissioner shall be appointed by the governor at a salary of $4,000 and hold office at the governor's pleasure. He is to appoint a chief deputy, two deputies, a clerk, a stenographer, and other necessary temporary assistants and employees, and, subject to the approval of the board of control, he is to have power to fix their compensation. Louisiana 1926 No. 92 makes the state bank commissioner supervisor of homestead and building and loan associations. New Jersey 1926 ch. 196 provides for a bureau of building and loan associations in the department of banking and insurance. It is to be in charge of a deputy commissioner to be appointed by the commissioner of insurance, salary $7,500. Oklahoma 1925 ch. 28 creates a building and loan board to be composed of the bank commissioner who is to be ex officio chairman and three members who are to be appointed by the governor, by and with the advice and consent of the senate for a 4-year term. Compensation of members of the board other than the bank commissioner is to be $10 a day. The bank commissioner, with the approval of the building and loan board, is authorized to appoint not more than three examiners to be known as building and loan auditors, one of whom is to be designated as building and loan supervisor. The maximum salary of the supervisor is to be $3,600. The salary of each auditor is to be $2,400 for the first year's service, and an increase of $200 per year until the maximum sum of $3,000 is reached. Washington 1925 Extra ch. 144 defines the duties and powers of the director of efficiency with regard to savings and loan associations and authorizes him to appoint

a supervisor of savings and loan associations, who is to hold office during his pleasure, and necessary inspectors, auditors, accountants, and clerical assistants.

Corporations and Securities Commissions: Organization, Personnel, etc. Indiana 1925 ch. 31 constitutes the secretary of state as the securities commission. He is to appoint a securities commissioner whose term of office is to be two years, salary $5,000, and to appoint, with the consent of the governor, necessary deputies, clerks, and stenographers. Kentucky 1926 ch. 76 establishes a state securities department which is to be in charge of a commissioner of the securities law, who is to be appointed by the governor for a 4-year term at a salary of $4,000. The commissioner is authorized to appoint a secretary who is to be deputy commissioner at a salary of $150 a month. Minnesota 1925 ch. 192 § 28 perpetuates the state securities commission; ch. 426, which provides for a securities division in the department of commerce, places the division in charge of a commissioner of securities, who is to be appointed by the governor for a term of six years, salary $4,500 bond $10,000 and provides that the commissioner may appoint a deputy commissioner of securities at a salary to be fixed by the commission of administration and finance. The state securities commission and the office of secretary of the state board of investment are abolished; ch. 50 provides that the corporation commission and the secretary of state may employ clerks and other aid to carry out the law on licensing motor vehicles and fix their compensation, subject to the approval of the governor and the council of state; ch. 102 makes the chairman of the corporation commission a member of the state board of assessments. Missouri 1925 p. 339 fixes duties of the supervisor of corporation registration in connection with the sale or disposition of securities. North Carolina 1925 ch. 190 fixes duties of the corporation commissioner in enforcing the capital issues law, and provides for employment of assistants, clerks, etc. Utah 1925 ch. 87 creates a state securities commission to consist of the secretary of state, the bank commissioner, and the attorney general. The secretary of state is to be the state commissioner of securities. The commission is authorized to employ a director at a maximum salary of $3,000, and his bond is fixed at $5,000. Virginia 1926 ch. 37 repeals an act providing for the election of members of the state corporation commission by voters, and puts the power of appointing them in the hands of the governor. West Virginia 1925 ch. 66 provides that the auditor of the state shall be the commissioner of securities and gives him power to employ necessary assistants.

LESSER UNITS

No references.

SPECIFIED LOCALITIES

No references.

PUBLIC UTILITIES

STATE

Public Service Departments and Commissions: Organization, Personnel, etc. Kansas 1925 ch. 258 creates a public service commission to be composed of five members to be appointed by the governor, by and with the advice and consent of the senate, term of office four years, salary $4,500, bond $7,500, abolishes the public utilities commission, the tax commission, and the court of industrial relations, and confers all their powers, duties, etc., upon the public service commission. Kentucky 1926 ch. 180 makes the commissioner of public utilities ex officio member of the state purchasing commission. Maine 1925 ch. 187 (public laws) defines the powers and duties of the public utilities commission with regard to water powers and resources. Michigan 1925 No. 200 gives to the public utilities commission all rights, powers, etc., heretofore vested in the railroad commission or the public utilities commission by certain acts of 1909 and 1919 and restores the powers suspended by Congress in 1918. New Hampshire 1925 ch. 179 eliminates references in the existing law to maximum salaries for the assistant clerk of the public service commission and for the reporter of the public service commission. New Jersey 1926 ch. 146 defines the jurisdiction of the board of public utility commissioners.

New York 1925 p. 1147 proposes a constitutional amendment providing for a department of public service (ratified). Chapter 350, Laws of 1926, provides for this department. The chairman of the public service commission is to be the head of the department, and when acting in such capacity he is to be known as the chairman of the department of public service. There is to be a division to be known as the state division, and a division to be known as the metropolitan division. There are assigned to the department of public service all the functions of the public service commission and of the transit commission as now existing and of transit commissioner. The head of the state division is to be a public service commission, to consist of five commissioners, who are to be appointed by the governor by and with the advice and consent of the senate, for a term of 10 years. The state division, by the public service commission and commissioners, is to have all the functions, duties, etc., of the public service commission and commissioners as prescribed by law when the article relating to it takes effect. The head of the metropolitan division is to be a transit commission, to consist of three commissioners who are to be appointed by the governor, by and with the advice and consent of the senate, for terms of 9 years each. The organization of the existing office of the public service commission is continued as the organization of the state division, and the organization of the existing office of the transit commission is continued as the organi-

zation of the metropolitan division. The salary of each public service commissioner and of each transit commissioner is to be $15,000.

Railroad Commissions: Organization, Personnel, etc. Arkansas 1925 No. 42 abolishes the conservation department in the railroad commission; No. 88 abolishes the positions of secretary, two clerks, and all field men employed by the railroad commission in the collection of severance taxes. California 1925 ch. 144 provides for a secretary and assistant secretaries to the railroad commission. Florida 1925 Extra ch. 11365 fixes the salary of the secretary of the commission at $3,250. Mississippi 1926 ch. 117 provides for a rate expert at a maximum salary of $5,000, an assistant rate expert at a maximum of $4,000, and a secretary at a maximum of $2,700. Traveling expenses are allowed. Wisconsin 1925 ch. 361 fixes the annual salary of the commissioners at $5,000 each.

Railroad and Warehouse Commission. Minnesota 1925 ch. 199 relates to general supervision of the railroad and warehouse commission over warehousemen in certain cities and villages; ch. 266 provides that it shall supervise grain markets; ch. 283 provides that members and employees of the commission shall be transported free by bus lines while traveling in performance of their duties.

LESSER UNITS

No references.

SPECIFIED LOCALITIES

The following acts refer to power commissions, public utilities commissions, superintendents of public utilities, etc., in specified cities and counties: Georgia 1925 p. 75, Louisiana 1926 No. 155, Minnesota 1925 ch. 327, and Virginia 1926 ch. 35. New York 1926 ch. 351 provides for a transit commission for cities containing a population of more than 1,000,000. Pennsylvania 1925 No. 403 provides for a department of city transit in cities of the second class.

MOTOR VEHICLES AND AIRCRAFT

STATE

Aircraft Commissions, Inspectors, etc. Connecticut 1925 ch. 249 provides that the commissioner of motor vehicles shall be commissioner of aviation. He is authorized to appoint a chief inspector of aviation and other aviation inspectors. The salary of the chief inspector is to be fixed by the board of control. Kentucky 1926 ch. 107 creates an air board to be composed of the governor as ex officio member, the adjutant general, and three other members to be appointed by the governor and to hold office at his pleasure. Provision is made for per diem of $5 and expenses when on duty in connection with the business of the board.

Motor-Vehicle Departments: Organization, Personnel, etc. New Jersey 1926 ch. 147 establishes a department of motor vehicles to be administered by a commissioner of motor vehicles who is to

be elected by the legislature for a term of four years, salary $7,500, bond $50,000. The commissioner is to appoint a deputy commissioner for a term to correspond with his term of office, salary $4,000, bond $50,000. In the event of a vacancy in the office of the commissioner of motor vehicles because of resignation, death, or disability the deputy commissioner is to become acting commissioner and his salary during the term for which he shall serve as acting commissioner is to be $7,500. Ohio 1925 p. 460 creates in the office of the secretary of state a bureau of motor vehicles to be administered by a commissioner of motor vehicles who is to be appointed by the secretary of state and who is to serve at his pleasure; salary $6,000. He may appoint necessary inspectors, clerks, stenographers, and other employees and fix their compensation. Vermont 1925 No. 70 establishes a motor vehicle bureau in the department of the secretary of state. The secretary of state is to be head of the bureau. He is authorized to appoint a deputy, to be known as the deputy commissioner of motor vehicles, who is to hold office during his pleasure. The secretary of state may, subject to the approval of the governor, employ necessary clerical help, examiners of operators, and chauffeurs. The compensation of all employees of the motor vehicle bureau is to be fixed by the secretary, subject to the approval of the governor. Connecticut 1925 ch. 169 makes the motor vehicles commissioner a commissioner of state police. Massachusetts 1926ch. 272 provides that the registrar of motor vehicles, or a representative to be designated by the commissioner of public works, shall serve on the board of appeals on motor vehicle liability policies and bonds.

Connecticut 1925 ch. 27 authorizes the appointment of an attorney for the motor-vehicle department. His salary is to be fixed by the commissioner of motor vehicles, subject to certain restrictions; ch. 195 provides that the commissioner of motor vehicles shall be nominated, and with the advice and consent of the senate, appointed by the governor for a term of four years. Delaware 1925 ch. 16 provides for a state motor-vehicle inspector for each county and fixes compensation at a maximum of $150 a month. Florida 1925 ch. 10182 provides that the governor may appoint as many license inspectors as may be recommended as being necessary by the comptroller, not to exceed eight in number; compensation $150 a month and traveling expenses. Iowa 1925 ch. 7 clothes special agents or inspectors employed in the motor-vehicle department with authority as peace officers. Kentucky 1926 ch. 112 provides for a commissioner of motor transportation to be appointed by the governor for a term of four years at a salary to be fixed by the governor; minimum $3,000, maximum $4,000. He is to appoint necessary assistants, and, subject to the approval of the governor, is to fix their salaries. The number of assistants is not to exceed three, and their salary is not

to exceed $2,400 each, per year. Michigan 1925 No. 287 provides that the secretary of state may appoint persons to take charge of branch offices for the distribution of motor-vehicle license plates and fix their compensation.

New Hampshire 1925 ch. 174 fixes the salary of the motor-vehicle commissioner at $3,250. New Jersey 1926 ch. 148 provides that the commissioner of motor vehicles shall appoint a chief inspector of motor vehicles and necessary inspectors. The inspectors are required to pass civil service examinations and their compensation is to be fixed by the civil service commission. Provision is also made for special inspectors, clerical help, etc. North Carolina 1925 ch. 50 provides that the corporation commission and the secretary of state may employ clerks and other aid to carry out the law on licensing motor-vehicle carriers, and fix their compensation, subject to the approval of the governor and the council of state. Virginia 1926 ch. 149 continues the office of motor-vehicle commissioner and provides that he shall be elected quadrennially by the two houses of the general assembly and shall receive such salary as may be appropriated by the law. Provision is made for persons to be placed in charge of branch offices.

LESSER UNITS

No references.

SPECIFIED LOCALITIES

No references.

PUBLIC WORKS

STATE

Departments of Public Works: Organization, Personnel, etc. Illinois 1925 p. 580 and p. 585 designate administrative officers in the department of public works and buildings and fix their salaries as follows: director of public works and buildings $7,000, assistant director of public works and buildings $5,000, superintendent of highways $6,000, superintendent of parks $2,500. A board of highway advisors, to be composed of nine persons, and a board of park advisors, to be composed of five persons, are also provided for. New York 1925 p. 1147 proposes a constitutional amendment providing for a department of public works (ratified). Chapter 348, Laws of 1926, provides for the department. The department of architecture is consolidated with the department of public works. The head of the department of public works is to be the superintendent of public works, who is to be appointed by the governor, by and with the advice and consent of the senate, and hold office until the end of the term of the governor by whom he was appointed. His salary is fixed at $12,000. Subordinate officers and employees are provided for.

The department is to be composed of four divisions, and to it are assigned all the functions of the state department of public works as now existing and of the superintendent of public works, of the state engineer and surveyor, of the department of architecture and of the state architect, of the bureau and commission of housing and regional planning, of the bureau and commission of fine arts, of the canal board, of the salt water bays commission and of harbor master. The existing department of architecture, the salt water bays commission, and the office of harbor master are abolished. Chapter 437 makes the superintendent of public works a member of the board of commissioners of the land office. Washington 1925 Extra ch. 164 provides that the director of public works may appoint examiners.

Engineers and Surveyors. California 1925 p. 1401 proposes an amendment to the constitution fixing the salary of the surveyor general at $7,000 per year (defeated). Colorado 1925 ch. 145 creates a division of sanitary engineering in the state board of health. Illinois 1925 p. 580 and p. 585 fix the salary of the supervising engineer at $5,000. Louisiana 1926 No. 3 allows $6,000 for the chief engineer of the board of state engineers and $5,000 for each assistant engineer. Nevada 1925 ch. 70 sets $3,600 for the surveyor general; ch. 85 fixes fees of state engineer in connection with appropriation, distribution, and use of water. New York 1926 ch. 348 provides for a division of engineering in the department of public works. Utah 1925 ch. 54 makes the state engineer a member of the state water storage commission. Wyoming 1925 ch. 149 makes him a member of the board of examining engineers.

Port and Harbor Commissions and Officers. California 1925 ch. 223 prescribes the following salaries for members of the board of harbor commissioners: president of the board $5,000, each of the other two commissioners $3,000, secretary $3,000, attorney $2,400. The board is to fix the compensation of other employees. Illinois 1925 p. 580 and p. 585 fix the salary of the superintendent of public works at $5,000. New York 1926 ch. 348 provides for a division of canals and waterways in the department of public works, in lieu of the bureau of public works; ch. 437 establishes a division of port wardens of the port of New York and a division of Hell Gate pilots in the department of state; ch. 614 continues the canal debt sinking fund and assigns to the department of audit and control powers, duties, etc., of the commissioners of the canal fund in relation to the canal debt sinking fund. South Carolina 1925 No. 113 directs the governor to appoint a state commission of port development to serve without compensation. The commission is to be composed of five members, including the chairman of the public utilities commission of Charleston, ex officio, who is to be chairman, and four members from the state at large, term of office four years. Virginia 1926 ch.

230 creates a state port authority which is to consist of four members who are to be appointed by the governor and confirmed by the senate, term of office four years, per diem $10, expenses paid. The port authority is authorized to engage a director of the port and to fix his salary. Necessary employees are provided for. Washington 1925 Extra ch. 113 relates to the election of port commissioners and fixes their term of office at six years.

Water Commissions and Officers. California 1925 ch. 339 provides for a secretary or chief clerk and examiners for the state water commission. Connecticut 1925 ch. 143 creates a state water commission of three members to be appointed by the governor, with the advice and consent of the senate, term six years, compensation to be fixed by the board of control; ch. 150 extends the time for appointing new members. Illinois 1925 p. 585 provides for a board of water resource advisors in the department of purchases and construction. New York 1926 ch. 619 provides for a division of water power and control in the conservation department. The head of the division is to be the water power and control commission, which is to consist of the conservation commissioner, who is to be chairman, the superintendent of public works, and the attorney general. The head of the division of engineering in the department of public works is allowed to act for the superintendent of public works on such a commission, whenever so authorized by the superintendent. The existing water control commission and the water power commission are abolished and their powers and duties are to be exercised by the water power and control commission, through the division of water power and control. Utah 1925 ch. 54 provides that the state water storage commission shall consist of the state engineer and not more than twelve other members to be appointed by the governor.

Drainage and Irrigation Departments and Officers. Idaho 1925 ch. 150 makes the state commissioner of reclamation a member of the state cooperative board of forestry. Minnesota 1925 ch. 426 establishes a department of drainage and waters under the supervision and control of a commissioner of drainage and waters to be appointed by the governor, without term, at a salary of $4,000. The existing department of drainage and waters and the office of commissioner of drainage and waters are abolished. Oklahoma 1925 ch. 148 creates a commission of drainage, irrigation, and reclamation to consist of three members not more than two of whom are to be of the same political party, to be appointed by the governor, with the advice and consent of the senate; term six years, per diem $10, expenses allowed.

Highway and Bridge Commissions and Officers. Arkansas 1925 No. 169 provides that the attorney general shall be attorney for the state highway commission, authorizes an additional assistant, and

fixes the assistant's salary at $2,400. Connecticut 1925 ch. 14 authorizes the highway commissioner to appoint special counsel for the state highway department; ch. 117 sets the salary of the commissioner at not less than $5,000 nor more than $8,000, the amount to be determined by the board of control; ch. 263 provides that the commissioner shall be appointed by the governor, with the advice and consent of the senate, for a term of four years. He is to appoint a deputy highway commissioner and other necessary deputies, assistants, etc., and he is to fix their salaries, with certain restrictions. Florida 1925 ch. 10143 §4 fixes the bond of members of the state road commission and of the state road department at $10,000 each. Georgia 1925 p. 208 provides that the state highway department shall consist of the state highway board and other necessary subordinate employees, including the chief engineer. The highway engineer is to be appointed by the highway board and is to hold office during its pleasure. He is to be allowed traveling expenses. Idaho 1925 ch. 98 provides that highway commissioners shall receive no compensation for their services as commissioners, but shall receive their expenses, provided that when the secretary is a commissioner the two remaining commissioners may fix the compensation to be paid him for his services as secretary. Illinois 1925 p. 580 and p. 585 fix the salary of the superintendent of highways at $6,000; p. 585 also provides for a board of highway advisors in the department of public works.

Kansas 1925 ch. 214 creates a state highway commission of three members, to be appointed by the governor for a term of four years; compensation, per diem $10, but not to exceed $1,500 a year; bond $5,000. The commission is to appoint a highway engineer at a maximum salary of $5,000 and is to have full authority to appoint, remove, and fix the compensation of other necessary employees. Kentucky 1926 ch. 195 continues the department of state roads and provides that it shall be known as the state highway department and creates a bipartisan state highway commission to be composed of four members to be appointed by the governor and confirmed by the senate; term, four years, per diem $20 each, but not to exceed $4,000 annually; traveling expenses allowed. A state highway engineer is to be appointed by the commission for a term of four years; salary, $5,000. Necessary assistants are provided for, and the traveling expenses of the engineer and of other employees are to be paid. The governor is empowered to appoint an executive inspector of the highway department at a salary of $4,000; traveling expenses allowed. The same state 1926 ch. 180 makes one member of the highway commission ex officio member of the state purchasing commission. Minnesota 1925 ch. 426 continues the department of highways as now created under the title of the commissioner of highways, in charge of the commissioner of highways. Montana 1925 ch. 129 creates a

state highway commission to consist of three members to be appointed by the governor; term four years, per diem $10, bond $10,000, traveling expenses allowed. New Hampshire 1925 ch. 174 allows the state highway commissioner a salary of $5,500 and expenses; ch. 178 allows the chief clerk of the highway department a salary of $1,600; ch. 179 strikes out of the existing law a reference to a maximum of $1,400 for the chief clerk. New York 1926 ch. 348 provides for a division of highways in the department of public works, in lieu of the bureau of highways. South Carolina 1925 No. 163 directs the state highway commission to appoint a chief highway commissioner; term four years, maximum salary $6,000; No. 170 authorizes clerical help for the highway commission to carry out the provisions of the motor vehicle act.

Zoning and Regional Plan Commissions and Officers. New York 1926 ch. 348 establishes in the division of architecture of the department of public works a bureau of housing and regional planning, which is to be in charge of the commission of housing and regional planning.

LESSER UNITS

Engineers and Surveyors. Indiana 1925 ch. 135 provides for the expenses of county surveyors and county engineers in attending sessions of the annual road school. Other acts dealing with county surveyors are: Indiana 1925 ch. 164 which provides for deputies, North Dakota 1925 ch. 118 which fixes fees, and Wyoming 1925 ch. 31 which relates to qualifications and fixes term of office at two years and provides for deputies. Louisiana 1926 No. 255 fixes compensation of parish surveyors; No. 256 fixes compensation of chain carriers and other helpers employed by such surveyors.

Port and Harbor Commissions and Officers. California 1925 ch. 395 provides for boards of municipal port commissioners and other officers of municipal port districts. Michigan 1925 No. 234 provides for port commissions in port districts. Virginia 1926 ch. 230 permits the governing bodies of cities and towns to appoint boards of municipal dock commissioners.

Water Commissions and Officers. The following acts deal with commissioners of water works, with water supply and conservation commissioners, employees of the various commissions, etc., in counties and water districts: California 1925 ch. 313, ch. 332, Illinois 1925 p. 346, Kentucky 1926 ch. 139, Louisiana 1926 No. 343, New Jersey 1926 ch. 252, ch. 343, New York 1926 ch. 57, Oklahoma 1925 ch. 145, Texas 1925 ch. 25, Wyoming 1925 ch. 166. The Texas act also provides for boards of equalization. New Mexico 1925 ch. 101 creates the office of artesian well supervisor in counties and provides for compensation. New York 1925 ch. 474 relates to water commissioners in towns. Idaho 1925 ch. 60 and Oregon 1925 ch. 339

relate to water masters. Washington 1925 Extra ch. 162 provides for the appointment of a stream patrolman.

Drainage, Irrigation, and Levee Commissions: Organization, Personnel, etc. Boards of commissioners for drainage and irrigation districts and their employees were dealt with in the following acts: Louisiana 1926 No. 275, No. 334, Michigan 1925 No. 365, Minnesota 1925 ch. 415, Montana 1925 ch. 50, New Mexico 1925 ch. 139, Oregon 1925 ch. 81, South Dakota 1925 ch. 207, Virginia 1926 ch. 339, Wyoming 1925 ch. 53, ch. 161. Idaho 1925 ch. 99 provides for the appointment of the manager of an irrigation lateral by the water master of the district, and fixes his compensation. Levee boards received attention in two states. Louisiana 1926 No. 291 authorizes the board to defray the expenses of members and executives when traveling as delegates to conventions and meetings held in relation to flood relief and control; Mississippi 1926 ch. 200 proposes a constitutional amendment to provide for the election of levee commissioners and fixes their term of office at four years.

Sewer Commissions. Louisiana 1926 No. 26 authorizes the governing body of the municipality creating a sewerage district to appoint a board of sewerage commissioners to consist of five members, term of office four years. New Jersey 1926 ch. 102 provides for election of commissioners for sewerage districts in townships and fixes their number at three.

Sanitation District Boards. California 1925 ch. 8 provides for boards of directors for county sanitation districts.

Water, Light, Sewer, and Cemetery Commissioners. New York 1925 ch. 115 relates to compensation of water, light, sewer and cemetery commissioners in villages.

Highway and Bridge Commissions, Street Commissions, etc. Michigan 1925 No. 105 and New York 1925 ch. 295 relate to street commissioners in villages. New Jersey 1926 ch. 79 provides for the election of street lighting commissioners in municipalities. Arkansas 1925 No. 253 allows $600 a year as compensation to county judges who act as road commissioners, this in addition to their regular salary. California 1925 ch. 387 provides for boards of directors of bridge and highway districts, ch. 419 relates to employment of an engineer, attorney, etc., in connection with improvement of public ways in counties and municipalities. Idaho 1925 ch. 195 relates to the selection of commissioners of highway districts. Washington 1925 Extra ch. 184 provides for appointment of county road supervisors and fixes their compensation. Wisconsin 1925 ch. 36 relates to county highway committees and their compensation. Intercounty superhighway commissions are the subject of Michigan 1925 No. 381. The same state 1925 No. 197 fixes the per diem of township commissioners of

highways at $5; New Jersey 1925 ch. 164 provides that townships may abolish the office of road supervisor.

Zoning and Regional Plan Commissions and Officers. The following acts deal with zoning commissions, boards of adjustment, boards of appeals, planning commissions, etc., in cities and towns: Arizona 1925 ch. 80, Connecticut 1925 ch. 242 (includes boroughs), Indiana 1925 ch. 125, Iowa 1925 ch. 117, Louisiana 1926 No. 240 (includes villages), No. 305, New Jersey 1925 ch. 58, New York 1926 ch. 690, ch. 714, ch. 715, Rhode Island 1926 ch. 804, Utah 1925 ch. 119, Virginia 1926 ch. 197. Rhode Island 1925 ch. 643 makes boards of review mandatory upon cities and towns which enact zoning ordinances. New York 1925 ch. 539 provides for regional planning boards in counties, cities, towns, and villages. The same state 1926 ch. 719 relates to such boards in villages. Michigan 1925 No. 360 provides for county plat boards.

SPECIFIED LOCALITIES

The following acts concern officers in specified cities, towns, counties, etc: commissioners of public works, in cities and towns, Kentucky 1926 ch. 115, ch. 125, Nebraska 1925 ch. 44, New Jersey 1925 ch. 22, New Jersey 1926 ch. 101, Rhode Island 1925 ch. 691, South Carolina 1925 Nos. 4, 168, 173, South Carolina 1926 Nos. 487, 536, in a village, New York 1926 ch. 335; city engineers, Louisiana 1926 No. 155, New Jersey 1926 ch. 8, Rhode Island 1925 ch. 685; town engineers and surveyors, Massachusetts 1926 ch. 9, New York 1925 ch. 130; county engineers and surveyors and their assistants, California 1925 chs. 23, 24, 25, 26, 28, 32, 33, 34, 35, 36, 43, 47, 49, 51, 52, 53, 61, 67, 68, 69, 80, 94, 113, 119, 338, 371, 374, 379, 381, 397, 401, 407, 422, 427, 446, 456, Florida 1925 Extra ch. 11356, Indiana 1925 ch. 119, ch. 120, Minnesota 1925 ch. 91, ch. 368, New York 1926 ch. 157, Oklahoma 1925 ch. 85, Oregon 1925 ch. 172, Pennsylvania 1925 No. 128, Texas 1925 ch. 70, Washington 1925 Extra ch. 148, ch. 167; commissioners of harbors, of port districts, of navigation districts, Delaware 1925 ch. 122, Florida 1925 Extra ch. 11431, Maine 1925 ch. 99 (private and special laws), New Jersey 1926 ch. 336, ch. 337, New York 1925 ch. 192, Oregon 1925 ch. 22, Virginia 1926 ch. 230; county wreck masters, Washington 1925 Extra ch. 16; water commissioners, etc., in cities, Indiana 1925 ch.106, Nebraska 1925 ch. 44, Wyoming 1925 ch. 37, in towns, Massachusetts 1926 ch. 337, Rhode Island 1926 ch. 917, in cities and villages, Nebraska 1925 ch. 41, in villages, New York 1925 ch. 274, New York 1926 ch. 592, in water supply districts, Florida 1925 Extra ch. 11641, New York 1926 ch. 154, ch. 178, ch. 555; commissioners of water and light districts, Arkansas 1925 No. 20; highway, street, and bridge commissioners, supervisors, etc., in cities, Kentucky 1926 ch. 116, Oklahoma 1925 ch. 191, in towns, New York 1925 ch. 129, New York 1926 ch. 101, ch. 207, in villages, New York 1925 ch. 537, New York 1926 ch. 335, in counties, Arkansas 1925 Nos. 9, 17, 40, 62, 63, 75, 82, 96, 165, 223, 226, 247, Florida 1925 Extra ch. 11451, ch. 11570, Minnesota 1925 ch. 369, North Carolina 1925 ch. 60, South Carolina 1925 No. 172, No. 181, South Carolina 1926 No. 480, Virginia 1926 ch. 196, ch. 238, ch. 432, ch. 574, in a township, Illinois 1925 p. 606, in road and bridge districts, Arkansas 1925 Nos. 21, 34, 43, 58, 106, 142, 154, 161, 171, 338, Florida 1925 Extra chs. 11427, 11428, 11454, 11455, 11456, 11543, 11695, 11700, 11783, 11806, Virginia 1926 ch. 346; commissioners, surveyors, etc., in drainage and reclamation districts, Arkansas 1925 Nos. 25, 26, 37, 173,

204, 366, California 1925 ch. 42, ch. 63, Colorado 1925 ch. 91, Florida 1925 Extra ch. 11449, ch. 11644, in levee districts, Mississippi 1926 chs. 199, 241, 245; sewer commissioners, supervisors, etc., Massachusetts 1925 ch. 224, ch. 339, Massachusetts 1926 ch. 136 (water and sewerage board), Missouri 1925 p. 343, New York 1926 ch. 603; supervisors of sanitary districts in counties, Virginia 1926 ch. 161; regional planning boards, zoning commissions, boards of appeals, etc., in cities, Florida 1925 Extra ch. 11399, ch. 11410, Idaho 1925 ch. 174, Massachusetts 1925 ch. 129, ch. 219, Massachusetts 1926 ch. 113, ch. 350, Missouri 1925 p. 307, Nebraska 1925 ch. 45, New York 1926 ch. 205, in a town, Rhode Island 1925 ch. 746, in counties, Kansas 1925 ch. 144; county board of viewers, Pennsylvania 1925 No. 332.

CONSERVATION

STATE

Departments of Conservation and Development: Organization, Personnel, etc. Arkansas 1925 No. 42 creates the office of commissioner of conservation and inspection. The commissioner is to be appointed by the governor, subject to the approval of the senate, for a 4-year term, salary $3,600, bond $25,000. He is authorized to appoint a chief deputy at a salary of $3,000, 12 field deputies, each at $2,400, 2 clerks, each at $1,800, 2 bookkeepers each at $1,800, 1 chemist at $3,000, 1 assistant chemist at $2,500, and 2 stenographers, each at $1,500. The feed inspection bureau and the fertilizer inspection bureau in the office of the commissioner of mines, manufacture, and agriculture, and the conservation department in the state railroad commission are abolished. The salary of the commissioner of mines, manufactures, and agriculture is fixed at $3,600 a year. The same state 1925 No. 125 fixes fees to be collected by the commissioner of conservation and inspection.

Illinois 1925 p. 580 and p. 585 list administrative officers in the department of conservation and fix salaries as follows: director of conservation $7,000, assistant director of conservation $5,000. There is also to be a board of fish and game conservation advisors, composed of five persons. In the department of education there is to be a board of natural resources and conservation advisors, composed of eight persons. Minnesota 1925 ch. 426 creates a department of conservation which is to be under the supervision and control of a commission consisting of the commissioner of forestry and fire prevention, the commissioner of game and fish, and the commissioner of lands and timber. The department of conservation is to have and exercise all rights and perform all duties hitherto vested in and imposed upon the land and lakes attraction board, the land improvement board, the state forestry board, the state board of immigration and the offices of state game and fish commissioner, of state forester, and of commissioner of immigration are abolished.

New York 1925 p. 1147 proposes a constitutional amendment providing for a department of conservation (ratified). Chapter

619, Laws of 1926, provides for this department and places at its head the conservation commissioner, who is to be appointed by the governor, by and with the advice and consent of the senate, and hold office until the end of the term of the governor by whom he was appointed. His salary is fixed at $12,000. The organization of the existing conservation department is continued as the organization of the conservation department provided for by this act. Five divisions are created within the department, and the conservation commissioner is permitted to establish, consolidate, or abolish additional divisions and bureaus. North Carolina 1925 ch. 122 creates a department of conservation and development which is to take over the powers and duties of the state geological and economic survey, the state geological board, and the state geologist. The control and management is to be vested in a board of conservation and development, to be composed of the governor, as chairman, and six other members to be appointed by the governor with the advice and consent of the senate for a term of four years. One member is to be from the staff of the state university and another from the staff of the state college of agriculture and engineering. Members are to be reimbursed for their traveling expenses in attending meetings, and members not otherwise receiving a salary from the state may be paid in addition a per diem of $4 per day, not exceeding eight days in any one year. There is to be a director of conservation, who is to serve for such time as the governor may designate, but not to exceed the term of the governor making the appointment. His salary is to be fixed by the governor, not to exceed the salary heretofore paid to the state geologist. Experts and assistants, including a state geologist and a state forester, are provided for.

Virginia 1926 ch. 169 creates a state commission on conservation and development and vests it with powers and duties hitherto vested in the water power and development commission, the state geological commission, the state geological survey, the office of state geologist, and the office of state forester. West Virginia 1925 ch. 6 creates a state forest, parks, and conservation commission to be composed of the governor, the commissioner of agriculture, the director of agricultural extension, the state geologist, and the chairman of the fish and game commission, ex officio.

Land Boards and Officers. Colorado 1925 ch. 157 fixes the salary of the assistant engineer of the state board of land commissioners at $2,280. Minnesota 1925 ch. 426 abolishes the state land and lakes attraction board and the land improvement board and transfers their powers and duties to the department of conservation. The state auditor is to be ex officio commissioner of land and timber, and he is authorized to designate some employee of his department to act for him in performing the duties of that office. New York

1926 ch. 437 includes a division of the land office in the department of state, and provides that the head of the division shall be the board of commissioners of the land office, who shall be the secretary of state, the attorney general, and the superintendent of public works. South Dakota 1925 ch. 116 proposed a constitutional amendment fixing the salary of the commissioner of school and public lands at $4,000 (defeated). The same state 1925 ch. 269 fixes the fees of the commissioner of school and public lands for work in connection with the surveyor general's records. Utah 1925 ch. 31 creates a state land board whose membership is to be the same as that of the state board of loan commissioners and provides that members of the state board of loan commissioners shall constitute a state land board, provides for an executive secretary of the land board, fixes his salary at a maximum of $4,000 and his bond at $50,000. Members of the board are to serve without compensation, but are to receive expenses. Wyoming 1925 ch. 62 fixes fees of the commissioner of public lands. Idaho 1925 ch. 150 makes the land commissioner a member of the state cooperative board of forestry; Mississippi 1926 ch. 161 makes him a member of the forestry commission.

Forest and Park Commissions and Officers. Connecticut 1925 ch. 8 constitutes the state park and forest commission and the state board of fisheries and game a commission on forests and wild life; ch. 29 provides that members of the commission shall be appointed by the governor, with the advice and consent of the senate, for a term of six years. Delaware 1925 ch. 75 creates a bipartisan forest conservation commission, to consist of four persons, at least one of whom shall be a woman, to be appointed by the governor and serve without compensation. Florida 1925 ch. 10277 authorizes the trustees of the internal improvement fund to employ superintendents, custodians, etc., in connection with the Florida park system. Georgia 1925 p. 199 creates a state board of forestry to consist of the governor, the secretary of state, the state geologist, the director of extension at the state college of agriculture, and five citizens to be appointed by the governor, term of office four years, no compensation, expenses paid. The board is to employ a state forester and fix his compensation and bond, subject to the approval of the governor. The act also provides for deputy forest wardens who are to be appointed by the governor and who are to serve without compensation.

Idaho 1925 ch. 150 creates a state cooperative board of forestry which is to consist of the governor, the attorney general, the secretary of state, the state auditor, the state superintendent of public instruction, the state land commissioner, the dean of the school of forestry of the University of Idaho, the state commissioner of reclamation and four other persons to be appointed by

the governor on recommendation of various associations, including one from and upon the recommendation of the United States Forest Service, who is to serve in an advisory capacity and have no vote. Members of the board are allowed no expenses or compensation. Illinois 1925 p. 580 and p. 585 provide for a board of park advisors in the department of public works, and for a superintendent of parks at a salary of $2,500. Kansas 1925 ch. 257 creates a forestry, fish, and game commission, to be composed of the governor, the state fish and game warden, and three other members who are to be appointed by the governor, by and with the advice and consent of the senate. Kentucky 1926 ch. 192 creates a state park commission to be composed of four members, viz, the governor, who is to be ex officio chairman, the dean of the agricultural college of the state university, the director and state geologist of the state geological survey, and a man who is to be appointed by the governor and who is to hold office at the governor's will. Each member of the commission is to receive traveling expenses. The commission, or the chairman thereof, is empowered to employ necessary custodians, laborers, etc. The act repeals an act of 1924 creating a state park commission. Louisiana 1926 No. 153 provides for a division of forestry in the department of conservation, with a general forestry governing board, to consist of five members to be appointed by the governor and of the commissioner of conservation, who shall be ex officio member and chairman. He is to receive no compensation. Traveling expenses for attendance upon meetings are to be paid.

Minnesota in 1925 passed three laws relating to forest officers. Chapter 276 creates a board of timber commissioners which is to be composed of the governor, the treasurer, the auditor, the state forester, and the attorney general. The auditor is authorized to designate an employee of his department to act as superintendent of state timber. Chapter 407 creates a state forestry board of nine members, composed of the director of the forestry school and the dean and director of the college of agriculture of the state university and seven others to be appointed by the governor for a term of four years. The board may appoint a secretary at a maximum salary of $1,800. The board is also to appoint a state forester at a maximum salary of $4,000 and he is to be allowed expenses. The forester, with the approval of the board, may appoint an assistant forester and such other employees, outside of office assistants, as may be needed, and may fix their compensation. He may create and establish patrol districts and establish rangers and patrolmen over these districts. Compensation of rangers and aides is provided for. Chapter 426 provides for a commissioner of forestry and fire prevention in the department of conservation. He is to be appointed by the governor, with the advice and consent of the senate, for a term of two years,

salary $4,000. He is to be subject to the direction of the governor and is to be removable by him without cause. The state auditor is to be ex officio commissioner of lands and timber. He may designate an employee of his department to act for him in the performance of his duties. The commissioner of forestry and fire prevention is to be chairman of the conservation commission and to him are transferred, within certain limits, the powers and duties of the state forester and the state forestry board. The state forestry board and the office of state forester are abolished. The state auditor, acting as commissioner of lands and timber, is given supervision and control of the state lands and timber. Mississippi 1926 ch. 161 creates a state forestry commission, consisting of the governor, the commissioner of agriculture, the state land commissioner, and six citizens to be appointed by the governor and commissioned by the governor and the secretary of state. The term of office of the six citizen members is fixed at four years. They are to receive no compensation, but expenses are allowed. The commission is to appoint a state forester, term of office four years, salary, maximum of $4,800, office expenses allowed. Missouri 1925 p. 109 provides that the state board of agriculture shall constitute a department of forestry and authorizes the board to appoint a person for a term not exceeding two years to carry out the duties imposed upon it by this act, at a maximum salary of $250 a month. Montana 1925 ch. 179 directs the governor to appoint a state forester, by and with the advice and consent of the senate, fixes his salary at $3,000, bond at $10,000, and allows expenses. With the consent and approval of the state board of land commissioners, the state forester is to appoint office help, forest wardens, and other necessary assistants, and fix their salaries and expenses.

New Hampshire 1925 ch. 174 sets the salary of the state forester at $3,250. New York 1925 ch. 198 prescribes the membership of the state council of parks and provides for two state park commissions. The same state 1926 ch. 619 provides for a division of parks in the conservation department under an executive officer who is to be appointed by the conservation commissioner from the competitive class of the civil service, and for a division of lands and forests in the conservation department, under a superintendent of forests, who is also to be appointed by conservation commissioner from the competitive class of the civil service. Oklahoma 1925 ch. 146 creates a state forest commission, which is to be composed of the president of the state board of agriculture, the president of the state agricultural and mechanical college and three persons to be appointed by the governor for a term of six years. Members other than the president of the state board of agriculture and the state agricultural and mechanical college are to be allowed a per diem of $6, not to exceed five days a month, and traveling expenses. Oregon 1925 ch. 281 creates

a state board of forestry, to consist of the governor, the acting head of the Oregon agricultural college, and five electors of the state to be appointed by the governor. Members of the board are to receive no salary, but are entitled to traveling expenses. The board is to appoint a state forester who is to hold office at its pleasure. It is to have power to fix his compensation at a maximum of $3,600. He is authorized to appoint a deputy whose salary is to be fixed by the state board of forestry at a maximum of $2,500. He is allowed necessary office and contingent expenses, including clerical help, and he and his deputy are to be paid traveling and field expenses.

Tennessee 1925 ch. 55 creates a state park and forestry commission to be composed of four members, the governor, who is to be member ex officio, and three other persons who are to be appointed by the governor for a term of two years. Members are to receive no compensation, but their expenses are to be paid. The same state 1925 ch. 118 fixes the membership of an advisory unpaid board of forest conservation in the division of forestry. Utah 1925 ch. 22 creates a state board of park commissioners, to consist of the governor, the president of the state university, the president of the state agricultural college, and two other persons to be named by the governor by and with the consent of the senate. The governor is to be president, and he may select any suitable person as its secretary, who is to serve without pay. The term of members of the board is fixed at four years. They are to serve without compensation, but are to receive expenses. West Virginia 1925 ch. 65 provides for local forest protectors to be appointed by the state fish and game commission and fixes their compensation. (**Note.** References to other acts relating to forest and park officials may be found under the subdivision Departments of Conservation, etc., at the beginning of this section on conservation.)

Geological Surveys, Officers, etc. Colorado 1925 ch. 66 creates a geological survey which is to be under the direction of a geological survey board, composed of the governor, who is to be ex officio chairman, the president of the state university, the president of the state school of mines, the president of the state agricultural college, the commissioner of mines, and the president of the state metal miners' association. The head of the department of geology in the state university is to be the state geologist, and with the approval of the board, he is to appoint an assistant state geologist and other assistants. The salary of the state geologist is to be $720 a year for performing the executive work of the survey, and he is to receive a per diem of $10 for work other than that pertaining to the executive functions of his office. Georgia 1925 p. 90 fixes the salary of the state geologist at $4,500 and provides that the salary of each assistant is to be determined by the advisory board of the geological survey on

recommendation of the state geologist. New Mexico 1925 ch. 121 authorizes the governor to appoint a state geologist who in turn is authorized to appoint, with the approval of the commissioner of public lands, necessary inspectors, clerks, and additional assistants. The maximum salary of the state geologist is fixed at $3,600 per year, and the salaries of the other employees of the geologist's office are to be as the state land commissioner approves. Georgia 1925 p. 199 makes the state geologist a member of the board of forestry. Kentucky 1926 ch. 192 makes the director and geologist of the state geological survey a member of the state park commission. (**Note.** References to other acts relating to geological surveys and geologists may be found under the subdivision Departments of Conservation, etc., at the beginning of this section on Conservation.)

Oil and Gas Inspectors. Arkansas 1925 No. 42 abolishes the office of state oil inspector. Colorado 1925 ch. 139 fixes salaries of inspectors and deputies as follows: state oil inspector, $3,000 and expenses, one deputy oil inspector, maximum salary of $2,400, other deputies, maximum $1,800. Florida 1925 ch. 10134 directs the governor to appoint necessary oil inspectors, not exceeding nine in number, at a maximum salary of $1,800 and a maximum allowance of $2,400 a year for traveling expenses; ch. 10149 abolishes the offices of oil inspectors and places their duties on inspectors in the division of inspection which is created by the act. Minnesota 1925 ch. 426 abolishes the office of chief oil inspector and transfers his authority and duties to the director of standards, who is to appoint a chief oil inspector. Missouri 1925 p. 260 fixes the salary of the state oil inspector at $3,500 and allows him traveling expenses. This act and 1925 p. 327 refer to his assistants and their salaries. South Dakota 1925 ch. 250 provides for inspectors of oil and gas wells. Tennessee 1925 ch. 6 authorizes the governor to appoint the director of the excise tax division of the department of finance and taxation an inspector-at-large, and to appoint one deputy inspector-at-large from the department of the commissioner of finance and taxation for the inspection of petroleum products and their substitutes.

Fish and Game Commissions and Officers. Colorado 1925 ch. 100 provides for 5 chief game wardens at a salary of $1,500 each and their traveling expenses not exceeding $600 per year, but allows a salary of $1,800 for the chief game warden. Deputy game wardens, not exceeding 40 in number, may be appointed, at a maximum compensation of $125 a month. All game wardens and deputies are allowed traveling expenses. Connecticut 1925 ch. 8 constitutes the state park and forest commission and the state board of fisheries and game a commission on forests and wild life; ch. 29 provides that members of the commission shall be appointed by the governor, with the advice and consent of the senate, for a term of six years. Florida 1925 ch. 10123

directs the governor to appoint a fish hatchery commission of 3 members, who are to receive no compensation, but whose traveling expenses are to be paid; ch. 10133 creates a department of game and fresh-water fish and the position of state game commissioner. The commissioner is to be appointed by the governor for a term of two years; salary $4,500, traveling expenses not to exceed $2,000 per year. Georgia 1925 p. 302 §24 fixes the salary of the game and fish commissioner at $3,600 and of the tidewater commissioner at $3,000.

Idaho 1925 ch. 31 relates to the establishment of a fish and game department and to the office of fish and game warden, who is to be appointed by the governor for a term of two years. The governor is given power to remove him for cause. Iowa 1925 ch. 33 repeals the law relating to a monthly accounting by the game warden. Kansas 1925 ch. 171 provides for the appointment of deputy fish and game wardens by the governor; ch. 257 creates a state forestry, fish and game commission to be composed of the governor and the state fish and game warden as ex officio members, and three additional members to be appointed by the governor by and with the advice and consent of the senate, for a term of four years. The appointed members are to serve without salary, but are to receive expenses not exceeding $750 per year each. Louisiana 1926 No. 258 §26 provides for a surveyor who is in charge of the oyster resources of the state under the direction of the commissioner of conservation; No. 273 provides for the appointment of conservation and special conservation agents to enforce laws protecting wild birds and wild game.

Minnesota 1925 ch. 380 permits the fish and game commissioner to appoint, and at his pleasure remove, a superintendent of fisheries and necessary wardens, game refuge patrolmen, and office and scientific assistants. He may fix their periods of service and their compensation. The commissioner may also appoint, without compensation, a warden or a deputy game warden of Wisconsin to the office of game warden in Minnesota. The same state 1925 ch. 426 provides for a commissioner of game and fish in the department of conservation. He is to be appointed by the governor, with the advice and consent of the senate, for a term of two years; salary $4,000. He is to be subject to the direction of the governor and removable by him without cause. The office of state game and fish commissioner is abolished and its duties, powers, etc., are transferred to the state game and fish commission. Montana 1925 ch. 192 prescribes the organization of the state fish and game commission, and provides that the commission shall appoint a state fish and game warden who is to continue in office at the pleasure of the commission. He is to be secretary of the state fish and game commission, and administrative head of the state fish and game department. His salary is to be fixed by the fish and game commission, at a maximum of $3,000 a year. He is allowed

expenses, not to exceed $2,000 a year. He is authorized to employ deputy fish and game wardens and special deputy game wardens, whose compensation and expenses are provided for. The state fish and game commission is also to appoint a superintendent of fisheries at a maximum of $3,000, and expenses not exceeding $1,000 a year.

New Mexico 1925 ch. 4 directs the state game commission to appoint a state game warden who is to continue in office at the pleasure of the commission, and who shall receive a salary of $3,000 together with his or her traveling expenses. The state game warden is to be the administrative head of the state fish and game department. New York 1925 ch. 350 continues the bureau of marine fisheries under the supervision and control of the conversation commission. The commission is allowed to appoint for the bureau of marine fisheries a supervisor and a deputy supervisor of marine fisheries, and other employees. This act is amended by 1926 ch. 36, which strikes out the limitation of shellfish inspectors to two and otherwise changes slightly the provision for employees of the commission. The same state 1926 ch. 620 places a division of game and fish in the conservation department. The head of this division is to be the chief game protector, who is to be appointed by the conservation commissioner. He is to continue to be in the competitive class of the civil service. North Carolina 1925 ch. 310 provides for three assistant commissioners to the fisheries commission board. Oklahoma 1925 ch. 45 creates a state fish and game commission to consist of three members to be appointed by the governor, by and with the advice and consent of the senate, for a period of six years. Members are to be paid a per diem of $10 with a maximum sum of $1,200 a year; traveling and hotel expenses paid. Each member is to file a bond of $10. The commission is to appoint a fish and game warden to serve at its pleasure, bond $5,000, salary $3,600. Other necessary employees are provided for.

South Carolina 1925 No. 156 directs the board of fisheries to appoint a chief inspector and four assistant inspectors of fisheries, and other employees. South Dakota 1925 ch. 115 provides for a director of the division of fish and game in the department of agriculture, salary $2,400. Texas 1925 ch. 172 fixes the salary of the game, fish, and oyster commissioner at $3,600 and provides for deputy and special deputy game commissioners; ch. 178 fixes term of the commissioner at two years, bond $10,000, allows him a maximum of $1,500 a year for expenses, sets the salary of the chief deputy game, fish, and oyster commissioner at $2,500, and also fixes salaries of other employees of the fish and game commission. Utah 1925 ch. 83 creates a state board of elk control, to be composed of the state board of examiners and the state fish and game commission.

Virginia 1926 ch. 295 continues the department of game and inland fisheries in charge of a commission of game and inland fisheries, which is to consist of five members who are to be appointed by the governor, subject to confirmation by the senate, and who may be removable from office during their respective terms by the governor, term of office five years. An executive secretary to the commission, and game wardens are provided for. The same state 1926 ch. 296 refers to the commission of fisheries which is to enforce the laws relating to the fisheries of Tidewater Virginia, the membership of which is to continue to be five members appointed by the governor. One of the Tidewater members is to be designated by the governor as commissioner of fisheries, who is to be ex officio chairman of the commission of fisheries, and chief inspector, and one other Tidewater member is to be designated shell fish commissioner and is to be assistant commissioner of fisheries, assistant chief inspector and ex officio secretary of the commission. Washington 1925 Extra ch. 178 provides for deputy state game wardens to be appointed by the supervisor of game and fish.

West Virginia 1925 ch. 65 creates a state fish and game commission which is to consist of three citizens to be appointed by the governor, term of office three years, no salary. Expenses are to be paid, but these are not to exceed $1,500 in any one year for all commissioners. Wyoming 1925 ch. 137 provides for a chief assistant game and fish commissioner, who is to be appointed by the state game and fish commissioner, with the approval of the state game and fish commission. It also provides for assistant game and fish commissioners and for a chief clerk, and fixes their compensation, bond, etc. The board of fish and game commissioners is to consist of three Democrats and three Republicans, to be appointed by the governor with the advice and consent of the senate, term of office six years, no compensation, expenses allowed. (**Note.** References to other acts relating to fish and game officials may be found under the subdivision Departments of Conservation, etc., at the beginning of this section on Conservation.)

LESSER UNITS

Conservancy District Officers. Illinois 1925 p. 346 provides for boards of trustees in conservancy districts for river control, sanitation, water supply, and fish life.

Forest and Park Commissions and Officers. Illinois 1925 p. 478 provides for local improvement boards for park districts. New Jersey 1926 ch. 103 fixes compensation of township and district fire wardens and helpers. Ohio 1925 p. 503 provides for boards of township park commissioners and fixes their compensation. Rhode

Island 1925 ch. 654 sets compensation of town and district forest wardens and their employees and provides for their expenses.

Oil and Gas Inspectors. New Mexico 1925 ch. 121 provides for the appointment of an oil and gas inspector for each county whose per diem of $15 is to be paid by the operator who has drilled or is drilling the well inspected. The bond of each inspector is fixed at $3,000.

Fish and Game Commissions and Officers. The following acts refer to appointment, fees, etc., of county fish and game commissioners, deputies, wardens, etc.: Georgia 1925 p. 302, Mississippi 1926 ch. 178, Pennsylvania 1925 No. 59, Texas 1925 ch. 172, and Washington 1925 Extra ch. 178. Louisiana 1926 No. 259 provides for parish game and fish commissions. Michigan 1925 No. 306 prescribes fees of conservation officers for issuing deer hunters' licenses. Missouri 1925 p. 232 provides for the appointment of county agents to issue fish and game licenses.

Artesian-Well Supervisor. New Mexico 1925 ch. 101 creates office of artesian-well supervisor in counties and provides for his compensation.

SPECIFIED LOCALITIES

The following acts refer to park commissions in specified municipalities: cities, Kentucky 1926 ch. 115, Louisiana 1926 No. 2 (parks and streets), Washington 1925 Extra ch. 121, metropolitan park commission, Rhode Island 1926 ch. 824; village, New York 1926 ch. 290; counties, Illinois 1925 p. 483, 485, Missouri 1925 p. 182, New Jersey 1925 ch. 220, New Jersey 1926 ch. 331, New York 1925 ch. 119, ch. 197. Florida 1925 ch. 10116 deals with fire wardens in a drainage district. Fish and game wardens in specified counties and districts are dealt with by California 1925 ch. 381, Michigan 1925 No. 8, Missouri 1925 p. 233. Mississippi 1926 ch. 295 refers to oyster inspectors in certain districts.

PUBLIC HEALTH

STATE

Departments of Health: Organization, Personnel, etc. Arkansas 1925 No. 88 §21 and No. 181 deal with employees of the board of health. The former act abolishes the positions of inspector and clerk employed in the collection of cigarette license taxes; the latter fixes salaries of stenographers and clerks at a maximum of $125 a month. Colorado 1925 ch. 145 creates a division of sanitary engineering in the board of health. Its personnel is to comprise a director, a bacteriologist, and necessary assistants, all to be employed by the board of health, which is also to fix their salaries. Delaware 1925 ch. 69 provides that the health and welfare commission shall be called the board of health. Illinois 1925 p. 580 and p. 585 designate administrative officers and fix salaries in the department of public health as follows: director of public health $7,000, assistant director of public health $4,200, superintendent of lodging-house inspection $4,000.

There is also to be a board of public health advisors, composed of five persons.

Louisiana 1926 No. 296 allows a per diem of $15 for members of the state board of health for attendance at meetings and for time consumed in going to and from the meetings, and a mileage of 7 cents for traveling back and forth. The president is to be the executive officer of the board with the title of state health officer. His salary is to be $6,000 a year. The board is to elect one of its members as vice president. He is to act as president in the absence or incapacity of the president and he is to receive as compensation the same per diem and mileage as provided for members of the board when attending meetings. The board is also to elect a secretary and treasurer, term four years, salary $3,000.

Minnesota 1925 ch. 426 provides that the department of health as now created under the title of the board of health shall be continued as now constituted. The department is to exercise all the authority and perform all the duties now imposed upon and vested in the state hotel inspector. With the advice and consent of the department of administration and finance, the department is to appoint and fix the compensation of a hotel inspector and other necessary inspectors and agents. Mississippi 1926 ch. 310 fixes the membership of the board of health at ten, nine members to be appointed by the governor and confirmed by the senate, and one to be elected by the state board of health, who is to be known as the executive officer. The term of office of members is fixed at six years.

New Hampshire 1925 ch. 45 directs the board of health to employ a chemist and assistants in the laboratory of hygiene; ch. 63 relates to biennial reports by the board; ch. 174 fixes the salary of the secretary of the board, while serving as state pathologist, at $4,000; ch. 179 eliminates the reference in the existing law to a $1,400 maximum salary for the chief clerk of the department of public health and for the department of vital statistics.

New York 1925 p. 1147 proposes a constitutional amendment providing for a department of health and a department of mental hygiene (ratified). Chapter 349, Laws of 1926, provides for a department of health, at the head of which is to be the commissioner of health, who is to be appointed by the governor, by and with the advice and consent of the senate, and hold office until the end of the term of the governor by whom he was appointed; salary, $12,000. To the department of health are assigned all the functions of the state department of health as now existing, and of the office, as now existing, of the commissioner of health and of the board of embalming examiners. The board of embalming examiners is abolished. The organization of the existing state department of health is continued as the organization of the department of health, except as may be changed

pursuant to law. There is to be in the department of health the public health council provided for in the public health law. Chapter 584, Laws of 1926, provides for a department of mental hygiene, which is to be in charge of a commissioner to be appointed by the governor by and with the advice and consent of the senate, to hold office until the end of the term of the governor by whom he was appointed; salary $12,000. The act transfers to the department of mental hygiene the functions, jurisdiction, duties and powers of the state hospital commission and the state commission for mental defectives and of members of those commissions, abolishes the state hospital commission and the state commission for mental defectives, continues the organization of the existing office of the state hospital commission as the organization of the department of mental hygiene, and provides for heads of divisions, for boards of visitors, and for superintendents of state hospitals and of institutions under the jurisdiction and control of the department.

Texas 1925 ch. 111 sets the salary of the state health officer at $4,500. Oregon 1925 ch. 196 makes the secretary of the state board of health a member of the state chiropodists' examining board, and allows him a compensation of $100 a year in addition to his salary. Wisconsin 1925 ch. 191 makes him a member of the soldiers' rehabilitation board. Florida 1925 ch. 10120 designates the state health officer as a member of the state board of embalming. New York 1925 ch. 227 names the commissioner of health as a member of the advisory commission for physically handicapped persons; Virginia 1925 ch. 18 makes him a member of the crippled childern's council.

Chemists, Bacteriologists, and Pathologists. New Hampshire 1925 ch. 45 directs the board of health to employ a chemist and assistants in the laboratory of hygiene; ch. 174 fixes the salary of the state chemist at $3,250, and allows a salary of $4,000 for the secretary of the board of health while serving as state pathologist. Rhode Island 1926 ch. 848 provides for a state pathologist to be appointed by the board of health. He is allowed to appoint an assistant pathologist. The board of health is to fix the salaries of both officers, not exceeding $4,500 for the pathologist and $3,000 for the assistant pathologist. Utah 1925 ch. 13 abolishes the office of state bacteriologist and pathologist. Wyoming 1925 ch. 105 fixes the salary of the state chemist at $3,000, of first assistant state chemist at $2,100, and of second assistant at $1,800.

Drug Boards and Inspectors. Florida 1925 ch. 10149 places inspectors performing the duties formerly performed by drug and fertilizer inspectors under a division of inspection which is created in the department of the commissioner of hygiene. Michigan 1925 No. 48 provides for drug inspectors who are to be appointed by the state board of pharmacy and hold office at the pleasure of the board.

Rhode Island 1926 ch. 793 creates a narcotic drug board of five persons, to be appointed by the governor, by and with the advice and consent of the senate; term of office five years; no compensation; traveling expenses and sum of $1,000 annually for clerical assistance and other expenses allowed

Eugenics Boards. Idaho 1925 ch. 194 establishes a state board of eugenics, to be composed of the state public health adviser, the superintendents of the two state sanitariums, the superintendent of the insane asylum, the superintendent of the industrial training school, and the warden of the penitentiary. The state public health adviser is to serve as secretary of the board, and members of the board are to serve without compensation.

Vital Statistics Bureaus and Officers. Arizona 1925 ch. 37 establishes a bureau of vital statistics, provides that the secretary of the state board of health shall be registrar of vital statistics and fixes his compensation at $2,800 a year. Necessary clerical and other assistants are to be employed. Michigan 1925 No. 343 gives the commissioner of health supervision over the bureau of vital statistics and provides for a director of the bureau and for registrars, deputy registrars, etc.

Maternity Hygiene Officers. Michigan 1925 No. 100 designates the state health commissioner as the state agency to carry out the terms of the Federal act on maternity and infant welfare and hygiene and authorizes the appointment of necessary assistants.

LESSER UNITS

Boards of Health and Health Officers. Kansas 1925 ch. 202 relates to the compensation and bond of local health officers. Louisiana 1926 No. 228 deals with health officers in parishes; No. 296 provides for the establishment of parish and municipal boards of health and for the appointment of parish and municipal health officers and their assistants. Maine 1925 ch. 30 (public laws) repeals the law on the appointment of local health officers in cities and towns. Michigan 1925 No. 197 fixes the compensation of members of township boards of health; No. 267 relates to the appointment and organization of district boards. Mississippi 1926 ch. 309 provides for the creation of county health departments, for the appointment of county health directors, and for the abolishment of local health agencies upon the creation of county or district health departments. New York 1925 ch. 295 deals with boards of health in villages. Pennsylvania 1925 No. 148 relates to county health associations. South Dakota 1925 ch. 120 provides for compensation and mileage of county health officers. Vermont 1925 No. 112 relates to the appointment of health officers and their deputies in cities and towns. West Virginia 1925 ch. 25 provides for full-time health officers in counties and cities.

Cemetery Boards and Officers. Illinois 1925 p. 182 provides for boards of managers of municipal cemeteries; p. 184 permits county boards to appoint some one to serve without compensation to take charge of restoring old cemeteries.

Garbage and Ash Removal Officers. New York 1925 ch. 476 and the same state 1926 ch. 58 relate to commissioners in districts for the collection and distribution of garbage and ashes.

Mosquito Control Commissioners. Florida 1925 ch. 10178 and the same state 1925 Extra ch. 11381 provide for boards of commissioners of mosquito control districts.

Tuberculosis District Officers. Kentucky 1926 ch. 159 relates to boards of trustees in tuberculosis districts.

Public Health Nurses. Michigan 1925 No. 7, and New York 1925 ch. 503 provide for public health nurses in counties; Missouri 1925 p. 253 provides for their employment in counties and cities; Minnesota 1925 ch. 196 authorizes their employment by city and village councils, boards of county commissioners, school boards, and town boards.

Vital Statistics Officers. Delaware 1925 ch. 64, Michigan 1925 No. 343, North Dakota 1925 ch. 184 and Tennessee 1925 ch. 86 relate to duties, fees, etc., of local registrars of vital statistics.

SPECIFIED LOCALITIES

The following acts refer to officers in specified localties: health commissioners and officers, in cities, Florida 1925 Extra ch. 11417, Kentucky 1926 ch. 115, Louisiana 1926 No. 2, No. 155, Minnesota 1925 ch. 215, Rhode Island 1925 ch. 682; in counties, California 1925 ch. 28 and ch. 47, Massachusetts 1926 ch. 133, and South Carolina 1925 No. 174, in a township, South Carolina 1925 No. 72. Illinois 1925 p. 193 and Kansas 1925 ch. 146 refer to public health nurses.

CARE OF DELINQUENTS, DEFECTIVES, AND DEPENDENTS

STATE

Departments of Charities, Corrections, and Public Welfare: Organization, Personnel, etc. Arkansas 1925 No. 49 creates a state board of charities and corrections and abolishes honorary boards of various state institutions. The board of charities and corrections is to be composed of three members who are to be appointed by the governor, by and with the consent of the senate, term of office two years, salary $5,000 each. One member of the board is to be purchasing agent for state institutions, another is to be ex officio state comptroller, and a third is to be chairman and general superintendent of all institutions under the management of the board. He is to be allowed a secretary at $2,400 a year, who is also to act as secretary of the board. California 1925 ch. 18 creates a state department of public welfare, to be conducted under the control of an executive board of six members to be appointed by the governor; term of office six years;

no compensation; expenses allowed. The board is permitted to appoint a secretary and other necessary employees and determine their salaries. The state board of charities and corrections is abolished, and its duties, authority, etc., transferred to the department of public welfare.

Illinois 1925 p. 580 and p. 585 designate administrative officers in the department of public welfare and fix salaries as follows: director of public welfare $7,000, assistant director of public welfare $4,800, alienist $5,000, criminologist $5,000, fiscal supervisor $5,000, superintendent of charities $5,000, superintendent of prisons $6,000. Page 580 provides for a superintendent of paroles at $7,000, p. 585 for a superintendent of pardons and paroles at $6,000. Page 585 also provides for a board of public welfare commissioners to be composed of five persons. Maine 1925 ch. 14 (public laws) fixes the membership of the board of charities and corrections at five persons, at least one of whom is to be a woman. Appointments are to be made by the governor, with the advice and consent of the council, for a term of five years. The board is to be nonpartisan politically. The per diem of each member is to be $5; traveling expenses allowed. The board is directed to elect a president and appoint a secretary and agents, all subject to approval and removal by the governor. New Hampshire 1925 ch. 174 fixes the salary of the secretary of the board of charities and correction at $2,750; ch. 177 and ch. 179 relate to salaries of inspectors in the department of charities and correction.

New York 1925 p. 1147 proposes a constitutional amendment providing for a department of charities, a department of correction, a board of charities and a commission of correction. Chapter 606, Laws of 1926, provides for a department of correction. At the head of the department is to be the commissioner of correction, who is to be appointed by the governor, with the advice and consent of the senate, and hold office until the end of the term of the governor by whom he was appointed; salary $12,000, bond $25,000. To the department of correction are assigned the functions, and to it are transferred the powers and duties, of the superintendent of state prisons, the superintendent of prison industries and the prison industries board, of the state commission of prisons other than those of visitation and inspection, of the state probation commission and of the board of parole for state prisons, within the limits prescribed. The existing board of prison industries is abolished. The organization of the existing office of superintendent of state prisons is continued as the organization of the department of correction except as provided for in this act and except as it may be changed pursuant to law. There are to be in the department of correction four divisions: a division of administration, a division of prison industries, a division of parole, and a division of probation. The commissioner of correction is empowered

to establish, consolidate, or abolish additional divisions or bureaus. There are to be two assistant commissioners of correction, who are to be appointed by the commissioner of correction and hold office during his pleasure. Each is to file a bond of $50,000. The first assistant commissioner is to be head of the division of administration, the second assistant commissioner is to be the head of the division of prison industries and superintendent of prison industries. The board of parole is continued and is made the head of the division of parole. The state probation commission is continued, and is made the head of the division of probation. There is to be a state commission of correction, of which the commissioner of correction is to be chairman. It is to consist of the commissioner of correction and seven other persons to be appointed by the governor, by and with the advice and consent of the senate, for a term of four years. Appointive members are to receive a per diem of $10 for attendance at meetings, not exceeding in any one year the sum of $1,000. Provision is made for a secretary and other employees of the commission, and for a warden of each state prison. These wardens are to be appointed by the commissioner of correction from the competitive class of the civil service. Boards of visitors of reformatories, superintendents of reformatories, and the superintendendent of the state hospital for insane convicts are provided for. Chapter 651, Laws of 1926, creates a department of charities. The head of the department of charities is to be the state board of charities. The board is authorized to appoint a chief executive officer to be known as the director of state charities and fix his compensation within the amount of the appropriation. To the department of charities are assigned the functions, and to it are transferred the powers and duties of the state board of charities as now existing, and of the president, commissioners, and secretary of such board, within the limits prescribed. The organization of the existing office of the state board of charities is continued as the organization of the department of charities, also within the limits prescribed. The department is to consist of three divisions: the division of visitation and inspection, the division of administration of institutions, and the division of special welfare interests. The board is authorized to establish such other divisions and such bureaus as it may deem necessary, and to consolidate the division of special welfare interests with the division of administration of institutions. The head of the division of visitation and inspection is to be the secretary of the state board of charities. The head of the division of administration of institutions and the head of the division of special welfare interests are to be persons appointed by the board, with the approval of the governor. The state commission for the blind is continued and is transferred to the department of charities. It is to be a bureau in the division of special welfare interests. Certain functions, powers, and

duties of the commissioner of education in relation to Indian affairs are transferred to the department of charities and are to be exercised and performed by or through the division of special welfare interests.

North Carolina 1925 ch. 163 provides for a board of directors of the state prison department, to consist of a chairman and six other members, to be appointed by the governor, by and with the advice and consent of the senate; term of office four years. Each member is to receive a per diem of $4 and mileage of 5 cents per mile. The board may allow its chairman a salary in lieu of per diem and mileage, and it is authorized to employ necessary managers, superintendents, etc. Rhode Island 1925 ch. 661 creates a state public welfare commission consisting of nine persons, one from each county and four from the state at large, three of whom shall be women and six of whom shall be men, to be appointed by the governor by and with the advice and consent of the senate, term of office six years; ch. 861 provides that the commission shall appoint a fiscal agent at a maximum salary of $5,000. South Dakota 1925 ch. 275 provides for a state board of charities and corrections, to be appointed by the governor, by and with the advice and consent of the senate, for a term of six years; compensation $1,500 a year for each member; expenses paid. Texas 1925 p. 683 proposes a constitutional amendment to abolish the board of prison commissioners and to place the prison system under the supervision, management, and control of a trained officer or officers.

Public Institution Officials, Boards, Employees, etc. (General). Six states passed laws relating to state institutions in general, in addition to those referred to in the preceding paragraphs on departments of charities, correction, and public welfare. Connecticut 1925 ch. 193 creates a commission on state institutions. It is to consist of the governor, who is to be ex officio a member, and five other members to be appointed by the governor; term of office six years; ch. 250 relates to declaring vacant the office of trustees or directors of state aid institutions. Michigan 1925 No. 343 §4 relates to the superintendent of each state hospital and charitable or penal institution as the local registrar of vital statistics. Minnesota 1925 ch. 426 provides that the department of public institutions as now created under the title of the state board of control shall be continued in charge of the state board of control. The board of control, in addition to its other functions as prescribed by law, is to have and exercise the rights and powers and perform the duties conferred by law upon the advisory commission for the state sanatorium for consumptives and the state society for the prevention of cruelty. The advisory commission of the state sanatorium for consumptives is abolished. The board of visitors for state institutions and the board of women visitors of the state home

for girls are also abolished, and their authority and duties transferred to a board of visitors to be appointed by the governor, consisting of five persons, at least two of whom are to be women. The term of office of members of this board is to be two years. North Carolina 1925 ch. 306 provides for the appointment of boards of trustees, directors, and managers of state institutions. North Dakota 1925 ch. 213 regulates travel expenses of the members, officers, and employees of the board of administration and institutions under its control. Ohio 1925 p. 108 provides that the director of public welfare shall appoint a fiscal supervisor and other necessary employees. Rhode Island 1925 ch. 639 provides for the appointment and compensation of resident physicians and resident religious instructors at state institutions.

(**Note.** Additional material on state institutions will be found in subsequent paragraphs under specific subdivisions, e. g., Hospital Commissions, Officers, and Employees; Prison and Reformatory Commissions, Officers, and Employees.)

Hospital Commissions, Officers, and Employees. In addition to the acts dealing with officers of state departments of charities, corrections and public welfare, and acts dealing with officers of public institutions in general, as noted in the preceding paragraphs, three states passed laws relating to State hospital administration and personnel. Missouri 1925 p. 133 fixes the number of assistant physicians that are to be appointed by hospital superintendents and sets the salary of the assistant physicians at $1,800. New York 1926 ch. 584 abolishes the state hospital commission and transfers its functions, powers, etc., to the department of mental hygiene. South Carolina 1926 No. 564 allows a per diem of $10 each, and mileage for regents of the state hospital. Tennessee 1925 ch. 137 creates a state tuberculosis hospital commission of 11 members 2 of whom are to be those persons holding the offices of state commissioner of health and state commissioner of institutions. The remaining 9 members are to be appointed by the governor of the state; term of office three years; no compensation; expenses paid.

(**Note.** Acts dealing specifically with hospitals for mental defectives are noted in the paragraph immediately following.)

Commissions, Officers, and Employees of Institutions for the Care of Mental Defectives. Florida 1925 ch. 10272 abolishes the board of managers of the state colony for epileptics and the feeble-minded and vests authority in the board of commissioners of state institutions. Indiana 1925 ch. 92 abolishes the board of trustees of the state farm colony for the feeble-minded and transfers its duties to the board of trustees of the state school for feeble-minded youth. Michigan 1925 No. 283 provides for the appointment of a superin-

tendent, assistant superintendents, etc., of state institutions for mental defectives. New York 1925 ch. 677 relates to compensation of certain employees of the state institution for defective delinquents. The same state 1926 ch. 584 abolishes the state commission for mental defectives and transfers its functions to the department of mental hygiene. Virginia 1926 ch. 270 proposes a constitutional amendment abolishing the office of commissioner of state hospitals for the insane.

(**Note.** References to other acts relating to mental defectives may be found in the preceding subdivisions of this section on Care of Delinquents, Defectives, and Dependents.)

Commissions for Aid of the Physically Handicapped. Colorado 1925 ch. 156 establishes, under the direction and control of the state board of agriculture, a board for vocational rehabilitation and placement of physically disabled persons and declares the state board of agriculture to be the state board for vocational education. New York 1925 ch. 227 continues an advisory commission for physically handicapped persons, to be composed of the commissioner of education, who is to be chairman, the state industrial commissioner, the commissioner of health, and the president of the state board of charities.

Boards, Commissions, etc., for the Blind. Colorado 1925 ch. 60 creates a state commission for the blind to consist of five members to be appointed by the governor for a term of five years; no compensation; traveling expenses paid. Illinois 1925 p. 23 creates a board of education for the blind, to be composed of the superintendent of public instruction, the managing officer of the state school for the blind, and the supervisor of the work for the blind in the Chicago public schools; no compensation; expenses paid. Iowa 1925 ch. 75 creates a state commission for the blind, which is to consist of the superintendent of the state school for the blind, and two other members to be appointed by the governor; term of office two years; no compensation; expenses allowed, and necessary assistants authorized. Massachusetts 1925 ch. 286 provides that the division of the blind shall consist of a director at such salary as the governor and council may determine, and an advisory board of five members who shall serve without compensation. Members of the board are to be appointed by the governor for a term of five years. The director, with the advice of the advisory board, is to appoint or employ, and fix the compensation of necessary officers, agents, teachers, and clerks, and remove them, but no person employed by him is to be a member of the advisory board.

Michigan 1925 No. 226 provides for free employment service for the blind as a function of the employment bureau of the Michigan institution for the blind, and for an employment director. New York 1926 ch. 651 continues the state commission for the blind,

transfers it to the department of charities, and makes it a bureau in the division of special welfare interests. Pennsylvania 1925 No. 412 creates a state council for the blind, within the department of welfare. It is to consist of seven members, of whom three are to be the secretary of welfare, the superintendent of public instruction, and the secretary of labor and industry. The other four, one at least by preference a blind person, are to be appointed by the governor; term of office four years; no compensation; expenses paid. Virginia 1926 ch. 509 creates a state commission for the blind, to consist of seven members to be appointed by the governor; term of office seven years. The board of visitors of the state school for the blind is abolished, and its powers and duties are transferred to the state commission for the blind.

Board of Trustees for the Deaf. Utah 1925 ch. 6 provides that the board of trustees for the deaf shall consist of the attorney general and five citizens members. The term of the citizen members is set at six years.

Commissions, etc., for Crippled Children. Kentucky 1926 ch. 65 creates a crippled-children commission, to be composed of seven members to be appointed by the governor; term of office four years; no compensation. The commission is authorized to appoint a director of the commission and necessary assistants and employees and to fix, subject to the written consent and approval of the governor, their compensation. West Virginia 1925 ch. 18 creates a state crippled-children's council, which is to consist of a state board of control, designated by the governor, and a state commissioner of health, the state superintendent of free schools, and the executive secretary of the state board of children's guardians, all ex officio, and three members of the state society of crippled children, appointed by the governor for a term of four years. Members of the council are to receive no compensation, but with the exception of the four ex officio members, they are to be entitled to their compensation.

Mothers' Aid and Child Welfare Bureaus, Commissions, Officers, etc. Iowa 1925 ch. 77 authorizes the state board of control to appoint a superintendent of child welfare, fix his term of office, define his duties, provide for his assistants, etc. The salary of the superintendent of child welfare is not to exceed $3,000 per year. Rhode Island 1926 ch. 862 provides that the state penal and charitable commission shall establish a children's bureau and appoint a director of the children's bureau at a salary not to exceed $3,000. Compensation of assistants appointed by the commission is provided for. The same state 1926 ch. 867 directs the state public welfare commission to establish a bureau of mothers' aid for dependent children and to appoint a woman as state director at a maximum salary of $2,500. She is to hold office during the pleasure of the commissioner.

Soldiers and Sailors' Relief Commissions and Officials; Soldiers' Home Officers, etc. Arizona 1925 ch. 84 creates the office of veterans service officer, who is to be appointed by and serve at the pleasure of the governor; salary $3,000. Arkansas 1925 No. 343 provides that a service officer for the state service bureau is to be appointed by the governor, and the governor is to have power to remove or replace him for cause. California 1925 ch. 430 creates a veterans' welfare finance committee, which is to be composed of the governor, the state controller, the state treasurer, the chairman of the state board of control, and the chairman of the veterans' welfare board, all of whom are to serve without compensation. Florida 1925 ch. 10184 authorizes the governor to appoint, for a term of four years, a state service officer to serve under the direction of the adjutant general, in connection with claims of war veterans against the Federal Government; salary $3,000; traveling expenses not to exceed $2,000. Georgia 1926 (2nd Extra) p. 53 creates a veterans' service office to be composed of one director, one assistant director, and necessary stenographic and clerical help. The director is to be appointed by the governor. His term of office is to be for the first time after passage of the act until December 31, 1927, and two years thereafter; salary $3,600. The assistant director is to be appointed by the governor on recommendation of the director for a term of two years only, at the end of which time the office is abolished. He may be discharged sooner at the discretion of the director. The salary of the assistant director is set at $2,400. Illinois 1925 p. 25 provides for employees of the service recognition board.

Kansas 1925 ch. 245 makes the adjutant general custodian of the records of the director of compensation. Louisiana 1926 No. 306 prescribes the duties of the state service commissioner. Minnesota 1925 ch. 88 provides for a soldiers' welfare agent to be appointed by the state board of control; ch. 426 abolishes the soldiers bonus board. Mississippi 1926 ch. 339 creates the office of state service commissioner and the office of assistant state service commissioner, both to be appointed by the governor upon recommendation of the executive committee of the department of the Mississippi American Legion. They are to hold office for the term of one year. The salary of the commissioner is to be $2,500; that of the assistant commissioner $2,000. New York 1926 ch. 126 transfers the bureau for the relief of sick and disabled veterans to the division of military and naval affairs, in the executive department. The state bonus commission is abolished and its functions, powers, and duties are also transferred to the executive department and are to be performed by or through the division of military or naval affairs. North Carolina 1925 ch. 155 provides for a board of advisors to administer the World War veterans' loan act. It is to consist of the secretary of state, who is to be chair-

man, ex officio, of the board, the commissioner of agriculture, the attorney general, the commissioner of labor and printing, and the treasurer of the state. The treasurer of the state is to be ex officio treasurer of the board. The board is to appoint a commissioner of the veterans' loan fund, who is to hold office at the will of the board, and who is to receive an annual salary of $3,500. He is authorized, with the approval of the board of advisors, to appoint necessary assistants.

Oklahoma 1925 ch. 34 provides for a bipartisan membership of the soldiers' relief commission, to be appointed by the governor; term of office two years. South Dakota 1925 ch. 271 creates a soldiers' compensation board, to consist of the governor, who is to be ex officio chairman, the adjutant general, and the attorney general. No additional compensation is to be paid to any member by reason of membership on the board. The expense allowance is limited to $750 in the aggregate. Wisconsin 1925 ch. 191 provides that the soldiers' rehabilitation board shall consist of the secretary of the state board of health, the director of the state psychiatric institute, the adjutant general, the state commander of the American Legion, and a member of the medical department of the state university to be appointed by the governor for a term of six years. No member of the board is to receive any salary, but expenses are to be paid. Necessary assistants are provided for.

Soldiers' home officers were the subject of laws in five states. Michigan 1925 No. 265 fixes the compensation of members of the board of managers at $5 per diem and allows expenses. Minnesota 1925 ch. 128 prescribes the organization of the board of trustees and directs the board to fix the salary of the secretary. Montana 1925 ch. 126 provides for a commandant at a maximum salary of $125 a month and for subordinate officials and other necessary employees; ch. 149 provides for a board of managers. New York 1926 ch. 546, which continues the state soldiers and sailors' home and provides that it shall be known as the state camp for veterans, places it under the jurisdiction, supervision, and control of the division of military and naval affairs in the executive department. The board of trustees is to be known as the board of visitors; the superintendent is to be known as the commandant, and he is placed in the competitive class of the civil service. South Carolina 1925 No. 79 creates a commission for the Confederate home. It is to consist of nine members to be appointed by the governor for a term of nine years.

Indian School Officers. New York 1925 ch. 396 fixes the membership of the board of managers of the state Indian school at seven members, who are to be appointed by the governor by and with the advice and consent of the senate for a term of seven years. Three members of the board are to be Seneca Indians.

Prison and Reformatory Commissions, Officers, Employees, etc. Idaho 1925 ch. 172 fixes salaries of officers and employees of the state penitentiary as follows: warden $2,400 (provided that when the employment of a matron is necessary, the warden shall furnish at his expense a matron satisfactory to the board of state prison commissioners), deputy warden $1,200 and board and quarters, clerk $1,200 and board, physicians and assistant keeper and guards such sums as the board of prison commissioners may deem proper and just, provided that the board of prison commissioners shall not pay the guards more then $75 per month and board. Louisiana 1926 No. 175 creates a board of commissioners for the state industrial school for girls. It is to consist of five persons to be appointed by the governor. They are to receive no compensation for their services except traveling expenses. The board of commissioners is to elect a superintendent at a maximum salary of $2,400. The superintendent is to select the necessary employees with the approval of the board of commissioners, and the board is to determine their salaries. The same state 1926 No. 285 provides for a board of commissioners for the state training institute. It is to consist of three commissioners to be appointed by the governor, by and with the advice of the senate. They are to receive their traveling expenses to and from the institute, and the same per diem received by members of the legislature. They are authorized to elect a superintendent and fix his term of office and compensation. Maine 1925 ch. 50 (Public Laws) sets the salary of the superintendent of the state school for boys at $1,800. Massachusetts 1926 ch. 343 fixes salaries in the state prison and in the state reformatory as follows: in the prison, warden $4,000, chaplain $2,500, physician $1,500, deputy warden $2,500, clerk, maximum of $3,000. Salaries of other employees are also designated, and provision is made for the transfer of officers in jails or houses of correction to the state prison, the state reformatory or hospital or prison camp and hospital as correction officers. Michigan 1925 No. 185 provides for officers of the state vocational school for boys. New York 1925 ch. 170 relates to bonds of certain officers of state prisons. The same state 1926 ch. 702 places the central bureau of criminal indentification under the immediate direction and control of the superintendent of state prisons; ch. 738 fixes the compensation of officers and employees in state prisons and reformatories. North Dakota 1925 ch. 196 designates officers of the state training school. The superintendent is to be appointed by the board of administration for a term of four years. His salary is to be fixed by the board, subject to the approval of the governor. All other officers and employees are to be appointed by the superintendent subject to the approval of the board of administration and are to hold office during the pleasure of the superintendent.

(**Note.** For further material on prison officials, see subdivisions headed Departments of Charities, Correction and Public Welfare, and Public Institution

Officials, Boards, Employees, etc. (General) at the beginning of the section on Executive—Care of Delinquents, Defectives, and Dependents.)

Pardons, Parole, and Probation Commissions, Officers, etc. Connecticut 1925 ch. 34 allows members of the state board of pardons a compensation of $25 for each session of the board and fixes the salary of the clerk of the board at $500 per year; ch. 50 provides for the appointment of a clerk. Kentucky 1926 ch. 188 authorizes the governor to appoint a commissioner of pardons, who is to hold his position subject to the will of the governor; salary, maximum $4,000. He is to be allowed a maximum sum of $150 a month for a stenographer, who is to be appointed by the governor, and necessary traveling expenses. Minnesota 1925 ch. 426 abolishes the office of secretary of the state board of pardons. North Carolina 1925 ch. 29 authorizes the governor to appoint a commissioner of pardons at a maximum salary of $4,000. The commissioner is to be allowed a maximum of $150 a month for the salary of a stenographer, and traveling expenses not to exceed $200 per year. Louisiana 1926 No. 331 creates a board of parole of three members to be appointed by the governor; per diem $10 for each day they sit at sessions of the board; mileage 5 cents per mile each way for attending meetings. The board is to appoint a state parole officer at a maximum salary of $3,600, and expenses. Rhode Island 1926 ch. 868 provides that the board of parole shall consist of the governor, the attorney general, the warden of the state prison, the agent of state charities and corrections, and three other persons who are to be appointed by the governor, with the advice and consent of the senate; term of office six years. The same state 1925 ch. 639 fixes the maximum compensation of the state probation officer at $2,500, but this is repealed by 1926 ch. 861, which changes the maximum to $4,000, provides that the probation officer is to be appointed by the state public welfare commission and is to hold office during the pleasure of the commission, and also provides for an annual appropriation for probation officers, assistance and expenses; 1926 ch. 860 directs the probation officer to appoint probation officers whose compensation is to be fixed by the state public welfare commission.

(**Note.** References to other acts relating to pardons, parole, and probation officers may be found under the subdivision Departments of Charities, Correction and Public Welfare, at the beginning of this section on Care of Delinquents, Defectives, and Dependents.)

LESSER UNITS

Hospital Boards, Officers, and Employees. New Jersey 1925 ch. 140 provides for boards of managers of hospitals in municipalities. Boards of trustees or managers of tuberculosis hospitals in counties are the subject of Michigan 1925 No. 177 and North Carolina 1925

chs. 154 and 313. South Carolina 1925 No. 165 relates to boards of trustees of public hospitals or tuberculosis camps in counties, townships, cities, or towns.

Children's Home Supervisors. Oklahoma 1925 ch. 161 provides for boards of supervisors for schools and homes for neglected and dependent white children in counties.

Soldiers' Pension Boards. Mississippi 1926 ch. 183 provides for county boards of inquiry in Confederate pension cases.

Pension Fund Trustees. Illinois 1925 p. 490 relates to boards of trustees of park employees' annuity and benefit fund.

Directors of the Poor. Rhode Island 1925 ch. 664 changes name of overseers of the poor to directors of public aid.

Prison Commissions, Officers, and Employees. Louisiana 1926 No. 203 provides for boards of governors of prison districts and for their compensation, for managers and employees.

Probation and Parole Departments and Officers. California 1925 ch. 257 authorizes the creation of the office of pyschopathic probation officers and deputies, in counties. Illinois 1925 p. 187 provides for probation officers in counties and fixes their compensation. Michigan 1925 No. 50 allows the probation officer to act as parole officer or county agent; No. 362 provides for probation officers and assistant probation officers in judicial districts and for their compensation. Nebraska 1925 ch. 94 relates to probation officers in counties. Ohio 1925 p. 423 provides for establishment of county probation departments and for their personnel and fixes salaries and qualifications of employees

SPECIFIED LOCALITIES

The following acts relate to officers in specified localities: city department of public welfare, Kentucky 1926 ch. 115; county public welfare bureau, Illinois 1925 p. 264; city hospital trustees, Iowa 1925 ch. 133; county hospital trustees, Florida 1925 Extra ch. 11380, Indiana 1925 ch. 55, Iowa 1925 ch. 97; board of children's guardians and board for city and county children's home, Kentucky 1926 ch. 120; soldiers' relief commissions in counties, Wisconsin 1925 ch. 350; trustees of city police pension and relief funds, Illinois 1925 p. 208, Indiana 1925 ch. 51, Louisiana 1926 No. 29; trustees of city firemen's pension funds, Illinois 1925 p. 196; trustees of city policemen's and firemen's pension fund, Kentucky 1926 ch. 130; retirement board of county employees' annuity and benefit fund, Illinois 1925 p. 266; commissioners, overseers, etc., of the poor, in cities, New Jersey 1926 ch. 5, in city and town, New York 1926 ch. 163, in towns, New York 1925 ch. 652, in counties, Kansas 1925 ch. 167, Minnesota 1925 ch. 12, New York 1926 ch. 113, Pennsylvania 1925 No. 413, in a township, Indiana 1925 ch. 163; county jailers, Arkansas 1925 No. 38, Oklahoma 1925 ch. 74, ch. 200; county jail matrons, California 1925 ch. 374, Kansas 1925 ch. 145, Minnesota 1925 ch. 127; female guards or keepers of county penal institutions, New Jersey 1926 ch. 93; superintendent of county chain gang, South Carolina 1925 No. 129; city probation officer, Minnesota 1925 ch. 85, county probation officer and their assistants, California 1925 chs. 13, 27, 28, 38, 60, 81, 90, 127, 149, 152, 224, 226,

266, 367, Florida 1925 ch. 10219, Iowa 1925 ch. 96, Maine 1925 ch. 55 (private and special laws), Pennsylvania 1925 No. 118, Virginia 1926 ch. 314; county juvenile officer, Oklahoma 1925 ch. 110; county supervisor of parents, Kentucky 1926 ch. 121.

EDUCATIONAL

STATE

Departments of Education: Organization, Personnel, etc. Colorado 1925 ch. 156 declares the state board of agriculture to be the state board for vocational education. Illinois 1925 p. 580 and p. 585 provide for administrative officers in the department of registration and education and fix salaries as follows: director of registration and education $7,000, assistant director of registration and education $4,800, superintendent of registration $4,800. Provision is also made for a normal school board of nine officers, together with the director of the department and the superintendent of public instruction, for a board of natural resources and conservation advisors, composed of eight persons, a board of state museum advisors, composed of five persons, and the immigrants commission, composed of five members, one of whom is to be the director of the department of registration and education. Minnesota 1925 ch. 426 continues the department of education under the state board of education.

New York 1925 p. 1149 proposes a constitutional amendment providing for a department of education, the head of which shall be the regents of the state of New York, who are to appoint and at pleasure remove, a commissioner of education, to be the chief administrative officer of the department (ratified). Chapter 544, Laws of 1926, creates this education department. The relationship between the board of regents and the state university is defined. The commissioner of education is to be elected by a majority vote of the regents and is to serve during the pleasure of the board; salary $15,000. To the education department are assigned all the functions, powers, duties, etc., of the education department as now existing, of the university of the state of New York, of the regents of the university, of the office, as now existing, of the commissioner of education, and of the motion-picture commission. The motion-picture commission is abolished. The organization of the existing education department and of the regents of the university of the state of New York is continued as the organization of the education department and of the regents of the university of the state of New York, except as provided by the article which is the subject of this act. The department may be divided into divisions and bureaus by the action of the regents upon the recommendation of the commissioner of education. By like action new divisions and bureaus may be created and existing divisions may be consolidated

or abolished and the administrative work of the department may be assigned to the several divisions and bureaus.

Rhode Island 1926 ch. 768 provides that the board of education shall consist of the governor and lieutenant governor as members by virtue of their office, and of one other member from each county of the state, with the exception of Providence county, which is to have three other members. Members are to be elected by the general assembly in grand committee for a term of six years. Tennessee 1925 ch. 115 prescribes the organization of the department of education and provides that the chief executive officer shall be the commissioner of education, who is to be appointed by the governor for a term of two years; bond $10,000. The state board of education is to consist of the governor, the state commissioner of education as chairman, and nine other members to be appointed by the governor for a term of six years. Each of the two leading political parties is to be represented by at least three members. A per diem of $5 and traveling expenses are allowed. Utah 1925 ch. 75 fixes the composition of the state board of education as follows: the state superintendent of public instruction, the president of the state university, the president of the state agricultural college, and six other persons appointed by the governor, by and with the advice and consent of the senate, for a term of six years. The salary of the secretary is to be fixed by the state board of education and approved by the state board of examiners. The board of education is empowered to call to its assistance expert help to promote libraries and gymnasiums when needed, and traveling expenses of such help are provided for.

Virginia 1926 ch. 268 proposes a constitutional amendment providing that the state board of education shall be composed of the governor, the attorney general, the superintendent of public instruction and three educators to be elected quadrennially by the senate from a list of eligible members of specified state educational institutions, these persons to be nominated by the boards of visitors or trustees of the institutions named. The board is to select two division superintendents of schools, one from a county, and the other from a city. Washington 1925 Extra ch. 65 fixes the membership of the state board of education as follows: the superintendent of public instruction, the president of the state university, the president of the state college, the president of one of the state normal schools, elected by the presidents of the state normal schools, and three persons actively engaged in educational work, appointed by the governor. The term of appointed and elected members is set at two years.

Commissioners and Superintendents of Education, Supervisors, etc. A number of states passed laws relating to commissioners and superintendents of education, in addition to those noted in the

paragraphs immediately preceding. South Carolina 1926 No. 519 ratifies an amendment to the constitution changing the term of office of the superintendent of education from two to four years. Virginia 1926 ch. 271 proposes a constitutional amendment providing for the appointment of a superintendent of public instruction by the governor, subject to confirmation by the general assembly, for a term coincident with that of each governor making the appointment, but providing also that the general assembly shall have power, by statute enacted after January 1, 1932, to provide for the election or appointment of a superintendent of public instruction in such manner and for such term as may be prescribed by statute.

Salaries were dealt with by five states. California 1925 p. 1401 proposes a constitutional amendment setting $8,000 for the superintendent of public instruction (defeated); Nevada 1925 ch. 70 sets $3,600; South Dakota 1925 ch. 116, a proposal for a constitutional amendment, sets $4,000 (defeated); Washington 1925 Extra ch. 163 also sets $4,000. New Hampshire 1925 ch. 66 provides that the state board of education shall fix the salaries of the commissioner and deputy commissioners, naming a maximum of $5,000 for the commissioner and a maximum of $4,000 each for the first and second deputy commissioners.

Membership in various states boards and commissions was the subject of a number of acts. New York 1925 ch. 227 makes the commissioner of education chairman of the advisory commission for physically handicapped children. The superintendent is listed as a member of several boards, as follows: budget commission, Florida 1925 ch. 10034; board of state convassers, Michigan 1925 No. 351; cooperative board of forestry, Idaho 1925 ch. 150; board of education for the blind, Illinois 1925 p. 23; member of state council for the blind, Pennsylvania 1925 No. 412; member of crippled-children's council, Virginia 1925 ch. 18.

Supervisors of high schools and elementary schools were dealt with by three states. Florida 1925 ch. 10257 creates the offices of state supervisor of high schools and state supervisor of elementary schools, fixes their salaries at $4,000 each, and allows traveling expenses not exceeding $1,500 a year each. Georgia 1925 p. 206 provides for a high-school supervisor to be elected by the state board of education from a nomination by the state superintendent of schools; term of office and salary to be fixed by the board; maximum salary $4,000; traveling expenses allowed. Tennessee 1925 ch. 115 provides for two supervisors of elementary schools at a maximum salary of $2,400 each.

School Fund Boards and Officers. Georgia 1925 p. 257 provides for an assistant to the state school auditor and fixes his salary. West Virginia 1925 ch. 49 creates a board of the state school fund, to be

composed of the governor, the state superintendent of free schools, auditor and treasurer.

Regents and Trustees of State Educational Institutions. Connecticut 1925 ch. 15 relates to the appointment and election of trustees of the state agricultural college. Illinois 1925 p. 580 provides for a normal-school board in the department of registration and education. Kansas 1925 ch. 259 creates a state board of regents to be composed of nine members who are to be appointed by the governor; term of office four years; no compensation; expenses allowed. Kentucky 1926 ch. 92 creates a board of regents for the state trade and training school for negroes. It is to consist of five members, including the state superintendent of public instruction, who is to be member and chairman. It is also to include the president of the school, who is to be member ex officio. The other three members are to be appointed by the governor. The board is to appoint some one not one of its own members as treasurer, at a maximum salary of $100 a year. Members of the board are to receive no compensation, but mileage of 10 cents per mile is allowed for traveling expenses.

Montana 1925 ch. 66 directs the governor to appoint two persons who with the chancellor of the university are to constitute an executive board for the state agricultural and manual training school. North Carolina 1925 ch. 270 relates to the board of trustees of the state normal school; ch. 306 provides for the appointment of boards of trustees, directors, and managers of various state educational institutions.

(**Note.** Reference to regents of the university of the state of New York will be found under subhead Departments of Education, etc., above.)

Officials and Faculties of State Colleges and Universities. North Carolina 1925 ch. 198 provides for the compensation of persons employed jointly by the state college of engineering and agriculture and any department of the state government.

Membership in various state boards and commissions was provided for in a number of states. North Carolina 1925 ch. 122 calls for a member of the staff of the state university and a member of the staff of the state college of agriculture and engineering on the board of conservation and development. Georgia 1925 p. 199 makes the director of extension at the state college of agriculture a member of the state board of forestry. Idaho 1925 ch. 150 designates the dean of the school of forestry of the state university as a member of the cooperative board of forestry. Minnesota 1925 ch. 407 names the director of the forestry school and the dean and director of the college of agriculture of the state university members of the forestry board. Oklahoma 1925 ch. 146 makes the president of the state agricultural and mechanical college a member of the forest commission. Oregon 1925

ch. 281 designates the acting head of the state agricultural college as a member of the forestry board.

Colorado 1925 ch. 66 makes the president of the state university, the president of the state school of mines, and the president of the state agricultural college members of the geological survey, and provides that the head of the department of geology in the state university is to be the state geologist. Kentucky 1926 ch. 192 makes the dean of the agricultural college of the state university a member of the park commission. Utah 1925 ch. 22 names the president of the state university and the president of the state agricultural college as members of the board of park commissioners. Wisconsin 1925 ch. 191 provides that a member of the medical department of the state university shall be a member of the soldiers' rehabilitation board. Kansas 1925 ch. 255 designates the athletic directors of the state university, the state agricultural college, and the state teachers college as the state athletic commission.

Textbook Commissions. Arkansas 1925 No. 153 directs the governor to appoint 4 teachers and 3 business men who, with the governor and the state superintendent of public instruction, are to constitute the state textbook commission. The governor is to serve as chairman and the state superintendent as secretary of the commission, both being ex officio members of the commission and serving without pay. The term of the 7 appointive members is to be 7 years. Kentucky 1926 ch. 77 creates a textbook commission of 12 members, 2 of whom, namely the governor of the state and the state superintendent of public instruction, are to be ex officio members, and 10 of whom are to be appointed by the governor; term of office 4 years. Mississippi 1926 ch. 316 creates a high-school textbook commission which is to be appointed by the governor. It is to consist of the state superintendent of education ex officio chairman, the state supervisor of high schools, and 7 other members; term of office 5 years. The state superintendent of public education and the state supervisor of high schools are to serve without compensation. Other members are to receive $10 a day, not to exceed 30 days annually, and mileage for traveling to and from the place of meeting. Texas 1925 ch. 176 creates a state textbook commission to be composed of the governor as chairman, and the state superintendent of public instruction as secretary, and 6 teachers and 1 business man appointed by the governor. The term of office of appointive members is to be not more than 2 years and is to be concurrent with the term of the official making the appointment. Teachers on the commission are to receive a per diem of $5 and traveling expenses. The superintendent of public instruction is authorized to employ a stenographer for the commission.

Boards of Examiners and Commissions on Credentials for Teachers. California 1925 ch. 307 authorizes the state board of

education to create a commission of credentails for teachers. Kentucky 1926 ch. 86 directs the superintendent of public instruction to appoint a public educator who together with himself and the director of certification shall constitute the state board of examiners.

Americanization Commission. Oregon 1925 ch. 317 creates a department of Americanization as a separate part of the school system, to be directed and operated under the supervision and control of the state superintendent of public instruction. There is to be a nonpaid commission of Americanization consisting of five persons, two of whom are to serve for three years and three of whom are to serve for five years. The commission is to be named by the state board of education, and it is empowered to appoint a state director of Americanization who is to assist the state superintendent of public instruction in Americanization work.

Library Boards, Librarians, Historical Departments, etc. Florida 1925 ch. 10278 creates a state library board of three members who are to be appointed by the governor; term of office four years; no compensation. The board is to elect a secretary, who is to act as librarian for such compensation as shall seem adequate. Necessary clerical and expert assistance is provided for. Indiana 1925 ch. 58 establishes a state library and historical department and vests its management and control in a state library board, which is to consist of five members, who are to be appointed by the governor for a term of five years; no compensation; expenses allowed. The library and historical board is to appoint a director of the library, a director of the historical bureau, a director of the legislative bureau, and other necessary assistants. Each director is to serve at the pleasure of the board. Assistants are provided for. Compensation of each of the directors is to be fixed by the board, and compensation of the assistants is to be fixed by each director with the approval of the board.

Kansas 1925 ch. 262 authorizes the state librarian to appoint a legislative reference clerk at an annual salary of $2,400, an assistant librarian at an annual salary of $2,000, and other assistants and employees. Kentucky 1926 ch. 149 provides that the present librarian is to hold office until June, 1928, and that a librarian is to be elected by the general assembly of 1928 and every four years thereafter; salary $2,400. The librarian is authorized, with the consent and approval of the court of appeals, to appoint, an assistant librarian at $184 a month. Other assistants and necessary expenses are provided for. Maine 1925 ch. 51 (public laws) fixes the salary of the state librarian at $3,000. Mississippi 1926 ch. 180 creates a state library commission to be composed of five persons, two of whom are to be appointed by the governor, and three of whom are to be members ex officio as follows: the state librarian, the president of the state federation of women's clubs, and the president of the state library association. The members

appointed by the governor are to be appointed for a term of five years. They are to receive no compensation, but are to be allowed actual expenses when attending meetings of the commission. The commission is to employ a secretary who is to be paid a salary and allowed traveling expenses. The same state 1926 ch. 340 fixes salaries in the department of archives and history as follows: director $3,600, secretary and archivist $1,800, curator and archæologist $1,500. Rhode Island 1925 ch. 628 sets $3,500 as the salary of the state librarian for his services as state librarian and record commissioner. West Virginia 1925 ch. 7 provides for a state historian and archivist who is to be appointed by the governor for a term of four years. He is to employ necessary clerical assistants.

Poet Laureate. Kentucky 1926 ch. 368 designates a specific person as poet laureate, but expressly states that the distinction is an honorary one only and bears with it no financial obligation upon the commonwealth.

Art Advisors and Museum Advisors. Illinois 1925 p. 585 provides for a board of art advisors in the department of purchases and construction, and for a board of state museum advisors in the department of registration and education.

LESSER UNITS

Boards of Education: Organization, Personnel, etc. Massachusetts 1925 ch. 178 fixes membership of school committees of towns. New Jersey 1925 ch. 149 provides for boards of education of consolidated municipalities. Tennessee 1925 ch. 115 relates to city and county boards. New Mexico 1925 ch. 132 provides for nonpartisan county boards, fixes compensation, and allows traveling expenses. New York 1926 ch. 505 provides for vocational education and extension boards in counties. Virginia 1926 ch. 106 fixes membership, compensation, and duties of school trustee electoral boards in counties. Arizona 1925 ch. 73 fixes membership of boards of education in high-school districts and prescribes manner of election of trustees for union high-school districts. Iowa 1925 ch. 83 relates to the time when the secretary and treasurer of school districts shall be elected and qualify; ch. 88 provides for organization of school boards in new districts, and of treasurers. Minnesota 1925 ch. 69 relates to bonds of school district treasurers; ch. 98 authorizes school district boards to become members of the state school-board association and provides for expenses. Montana 1925 ch. 178 relates to selection, qualifications, powers, and duties of trustees in rural school districts. Nevada 1925 ch. 115 provides for boards of education in union school districts. New York 1925 ch. 673 relates to election of boards in central rural districts. West Virginia 1925 ch. 52 provides for filling vacancies in the office of members

of district boards of education. South Dakota 1925 ch. 143 relates to bonds of treasurers in common-school districts.

Superintendents of Schools.

(**Note.** All acts mentioned in this paragraph refer to county superintendents.)

Georgia 1925 p. 250 fixes bonds; Idaho 1925 ch. 149 relates to oath, bond, and qualifications; Indiana 1925 ch. 191, Tennessee 1925 ch. 115, and Wyoming 1925 ch. 34 deal with qualifications. New Mexico 1925 ch. 64 relates to qualifications, term of office, and salaries. Colorado 1925 ch. 76, New Jersey 1926 ch. 52, and Washington 1925 Extra ch. 148 fix salaries. South Dakota 1925 ch. 142 relates to expenses and mileage. Illinois 1925 p. 566 forbids the practice of any other profession. South Carolina 1925 No. 124 requires the filing of annual reports with the state superintendent of education. Montana 1925 ch. 97 provides days when the office of county superintendent of schools shall be kept open.

Attendance Officers and Supervisors. Tennessee 1925 ch. 115 provides for attendance officers in cities and counties, New Jersey 1926 ch. 190 for county officers and for their salary and expenses, and Oregon 1925 ch. 36 for supervisors in school districts.

School Physicians, Nurses, etc. Connecticut 1925 ch. 75 provides for school nurses in towns, New Hampshire 1925 ch. 24 for school physicians in cities and towns, New York 1926 ch. 479 for medical inspectors, nurses, dentists, dental hygienists, and nutritionists in public schools in cities and in school districts.

Census Enumerators. Tennessee 1925 ch. 115 provides for census enumerators to be appointed by city and county boards of education, Nevada 1925 ch. 116 for school census marshals in school districts.

Americanization Directors. Connecticut 1925 ch. 139 provides for town directors of Americanization. Their compensation is to be fixed by the state board of education.

Library Boards. Louisiana 1926 No. 36 creates boards of control for public libraries in parishes or municipalities. Nebraska 1925 ch. 38 relates to boards of library directors in cities, villages, counties, and townships.

SPECIFIED LOCALITIES

The following acts deal with school boards in specified cities, counties, and school districts, as indicated: cities, Idaho 1925 ch. 58, Indiana 1925 chs. 134, 156, 170, Kansas 1925 ch. 227, Missouri 1925 p. 335. p. 336, p. 337, Rhode Island 1925 chs, 680, 874, 889, Wisconsin 1925 ch. 285, ch. 320; counties and school districts, Arkansas 1925 Nos. 1, 24, 36, 89, 98, 113, 243, California 1925 chs. 376, 379, 456, Florida 1925 chs. 10052, 10246, 10251, 10252, 10255, 10298, 11350, 11388, Minnesota 1925 chs. 48, 220, 391, Oklahoma 1925 ch. 170, Oregon 1925 ch. 172, South Carolina 1925 Nos. 47, 69, 73, 81, 94, 96, 104, 110, 115, 130

131, 153, 183, South Carolina 1926 Nos. 502, 506, 513, 532, 554, 571, 598, 600, South Dakota 1925 ch. 145, West Virginia 1925 chs. 104, 106, 109, 110, 112, 113, Wisconsin 1925 ch. 276. West Virginia 1925 ch. 105 and ch. 107 deal with directors of county high schools.

A city superintendent of schools is the subject of New Hampshire 1925 ch. 293. The following acts deal with superintendents and deputy superintendents in counties: Arkansas 1925 No. 73, California 1925 chs. 23, 24, 25, 26, 28, 32, 33, 34, 35, 36, 43, 47, 49, 51, 52, 53, 61, 67, 68, 69, 80, 94, 113, 119, 125, 338, 371, 374, 376, 379, 381, 397, 401, 407, 422, 446, 449, 456, 462, Florida 1925 chs. 10250, 10251, 10252, 10253, 10260, 10261, 11355, Kansas 1925 ch. 167, ch. 169, Michigan 1925 No. 326, Minnesota 1925 ch. 91, Mississippi 1926 ch. 319, New York 1926 ch. 503, Oklahoma 1925 chs. 74, 184, 193, Oregon 1925 chs. 57, 65, 68, 150, 172, 178, 180, 204, 205, 232, 236, 259, 261, 297, 305, 329, South Carolina 1925 Nos. 83, 99, 107, 149, South Carolina 1926 Nos. 506, 510, 517, Wyoming 1925 ch. 88.

Truant officers of specified municipal school districts are dealt with by Mississippi 1926 ch. 317.

The board of regents of a municipal university is the subject of Kansas 1925 ch. 111.

School physicians in certain small towns are dealt with by Massachusetts 1925 ch. 303.

The following acts deal with library boards and librarians in specific cities and counties as indicated: cities, Louisiana 1926 No. 155, Oklahoma 1925 ch. 173, supreme court librarian in a city, New York 1925 ch. 235; counties, California 1925 chs. 24, 32, 33, 47, 61, 67, 374, 422, 462, New Jersey 1926 ch. 87, South Carolina 1925 No. 121.

Art-gallery trustees in specified cities are the subject of Iowa 1925 ch. 119.

RECREATION

STATE

Atheletic and Boxing Commissions and Commissioners. Connecticut 1925 ch. 243 provides for a state athletic commissioner to be appointed by the governor for a term of four years; salary $3,000, expenses allowed. The commissioner is to appoint a secretary who is to receive compensation to be fixed by the board of control, and traveling expenses. Illinois 1925 p. 164 creates an athletic commission which is to consist of three members to be appointed by the governor; term three years, $4,500 per year each. The commission is authorized to appoint, and at pleasure remove, a secretary at a salary of $3,500 and is also authorized to employ necessary clerical employees and assistants within the amount appropriated therefor. Kansas 1925 ch. 255 designates the athletic directors of the state university, the state agricultural college, and the state teachers college as the state athletic commission; no additional compensation allowed; expenses to be paid. New York 1926 ch. 437 provides for a division of the state athletic commission in the department of state. At the head of the division is to be the state athletic commission provided for in a prior law. It is to be constituted as provided in that law, except that successors of present members of the commission

are to be appointed by the secretary of state with the approval of the governor, and are to be removable at pleasure by the secretary of state with the approval of the governor. The athletic commission is transferred to the department of state. Rhode Island 1926 ch. 772 creates an athletic commission of three members, to be appointed by the governor with the advice and consent of the senate; term three years, no compensation. The commission is to appoint a secretary at an annual salary of $500.

Louisiana 1926 No. 229 creates a boxing commission to be composed of three male members who are to be appointed by the governor for a term of four years. The commission is to appoint a physician.

Racing Commissions. New York 1926 ch. 437 provides for a division of state racing commission in the department of state. The head of the division is to be the racing commission provided for in the membership corporation law. The commission is to be constituted as therein provided except that the successors of the present members of that commission are to be appointed by the secretary of state with the approval of the governor, and are to be removable at pleasure by the secretary of state with the approval of the governor. The commission is transferred to the department of state. Chapter 440 fixes the membership of the racing commission at three persons who are to be appointed by the governor; term of office five years. No two of these persons are to be members of the same racing association. The commission is to appoint a secretary who is to serve during its pleasure. The total annual expense of the commission, including the salary of the secretary, is not to exceed $5,000. Utah 1925 ch. 77 creates a racing commission of three memberrs to be appointed by the governor. Two members are to serve two years, and one is to serve four years. The commission is to appoint one of its members as chairman and another member as secretary. Compensation of members is to be $30 per day for the chairman and $20 per day for each of the other members.

Motion-Picture Commission. New York 1926 ch. 544 abolishes the motion-picture commission and transfers its functions, powers, duties, etc., to the education department.

LESSER UNITS

Boxing Inspectors. Connecticut 1925 ch. 243 provides for local boxing inspectors.

Playgrounds and Recreation Boards. Florida 1925 ch. 10100 provides for playgrounds and recreation boards or commissions in cities, towns, and counties. Indiana 1925 ch. 172 relates to boards of recreation in cities and towns.

SPECIFIED LOCALITIES

No references.

JUDICIAL

JUDICIAL COUNCILS AND JUDICIAL CONFERENCES

California 1925 p. 1369 proposes a constitutional amendment providing for a judicial council (ratified). New Jersey 1925 ch. 112 repeals the act providing for the appointment of a council for judicial procedure. North Carolina 1925 ch. 244 creates a judicial conference and provides for its expenses. The conference is to consist of the judges of the supreme and the superior courts, the attorney general, and one practicing attorney at law from each judicial district to be appointed by the governor for a term of two years. Oregon 1925 ch. 164 establishes a judicial council of which the chief justice of the supreme court is to be the chairman. He is to appoint an associate justice of the supreme court and three judges of the courts of record to serve as members for terms of one year and until the chief justice shall appoint their successors. There is to be an executive secretary of the council, to be appointed by the council, who is to serve during its pleasure. Washington 1925 Extra ch. 45 establishes a judicial council which is to consist of the chief justice and one other judge of the supreme court, two superior judges, two members of the legislature, and three members of the bar who are practicing law and one of whom is a prosecuting attorney

SUPREME COURTS

Justices. The selection of the chief justice of the supreme court is the subject of Florida 1925 p. 543, which proposes a constitutional amendment providing that he shall be chosen by the justices every two years.

Composition and organization of the court and election of judges received attention in four states. Arkansas 1925 No. 205 provides for two additional judges and for their stenographers. Michigan 1925 No. 351 relates to election of judges for an 8-year term. Minnesota 1925 ch. 428 proposes a constitutional amendment providing for one chief justice and six associate justices. New York 1925 p. 1150 proposes a constitutional amendment continuing the supreme court, which is to consist of the justices now in office and their successors, together with such additional officers as may be authorized by law, these successors to be chosen by the electors of their respective judicial districts (ratified). The legislature is to be authorized to increase the number of justices, within certain limits. The appellate divisions of the supreme court are to be continued, and are to consist of seven judges of the supreme court in each of the first and second departments and five justices in each of the other departments. Each appellate division is to have power to appoint and remove its clerk and attendants. Filling of vacancies, removal of

judges, etc., are considered. Washington 1925 Extra ch. 68 prescribes the manner of the nomination and election of judges.

Salaries and expenses of judges were acted on in 11 states. California 1925 ch. 114 fixes the annual salary of the chief justice and of each of the associate justices at $10,000. Colorado 1925 p. 551 proposes a constitutional amendment providing that salaries of judges shall be fixed by legislative enactment (defeated). Iowa 1925 ch. 194, Mississippi 1926 ch. 160 and Tennessee 1925 ch. 11 fix salaries at $7,500. Minnesota 1925 ch. 268 allows $7,500 for the chief justice and $7,000 for associate justices. New York 1926 ch. 155 provides that each justice shall receive from the state $15,000 per year and prescribes additional compensation according to specific judicial departments with reference to assignment to the appellate divisions; ch. 756 makes allowances for expenses of justices in the third and fourth departments. North Carolina 1925 ch. 214 allows each justice $500 a year in lieu of and in commutation for traveling expenses. Ohio 1925 p. 90 relates to expenses of the chief justice. Rhode Island 1926 ch. 771 fixes salary of the chief justice at $11,000, associate justices at $10,000, of retired chief justices at $9,000 and of retired associate justices at $8,000. South Dakota 1925 ch. 116 proposes a constitutional amendment fixing the salary of judges at $6,500 (defeated).

Retirement and resignation of justices who have served 16 years and who have attained the age of 75 years while in office is provided for by Michigan 1925 No. 122. Compensation at $5,000 a year during their lifetime is allowed. New York 1926 ch. 426 relates to the retirement of justices who are incapacitated.

Commissioners. Minnesota 1925 ch. 268 fixes salary of commissioners at $7,000. South Dakota 1925 ch. 289 authorizes the court to appoint two persons as commissioners for a term not exceeding four years; salary $6,000.

Referees. New York 1926 ch. 425 provides for the appointment of official referees in the appellate divisions in the first, second, third, and fourth departments; ch. 757 relates to their compensation.

Employees. Arkansas 1925 No. 357 authorizes the reporter to employ an assistant at $2,000 a year and fixes the maximum salary of each of the two deputies to the clerk at $2,400. Georgia 1925 p. 144 allows $1,200 a year to the stenographer of the reporter, to be paid out of excess of costs. Illinois 1925 p. 338 creates a marshal, salary $2,400. He is to be selected by the court. Indiana 1925 ch. 164 provides for deputies to the clerk and to the sheriff. Louisiana 1926 No. 68 provides for a clerk at $5,000, one deputy clerk at $3,600, and another deputy clerk at $3,300, and fixes the bond of the clerk at $10,000. Maine 1925 ch. 159 (public laws) relates to duties of stenographers to justices. Minnesota 1925 ch. 268 lists salaries as

follows: clerk $4,500, deputy clerk $3,000, one stenographer and one assistant clerk $1,500 each, reporter $3,600, reporter's assistant $2,000, marshal $1,500, janitor $1,200, each stenographer such sum as shall be fixed by the justice or court commissioner who makes the appointment, maximum $1,500; ch. 428 proposes a constitutional amendment on election of clerk for a 4-year term. Nevada 1925 ch. 70 sets $3,600 for the clerk. New Jersey 1926 ch. 117 relates to compensation of sergeants-at-arms and court criers of supreme court circuit in counties of the first class. New York 1925 p. 1150, a proposal for a constitutional amendment (ratified) provides that clerks of the several counties shall be clerks of the supreme court and refers to compensation of clerks of the appellate divisions. The same state 1926 ch. 75 deals with annuities for retired employees of the appellate division in the first department; ch. 755, ch. 772, and ch. 773 relate to employees of the appellate divisions of the third and fourth departments; ch. 851 fixes number of stenographers in the third judicial district. Rhode Island 1925 ch. 623 fixes maximum annual salaries of assistant clerks at $3,500; ch. 830 sets salary of reporter of decisions at $2,400.

COURTS OF APPEALS

Justices. The number of judges in courts of appeals, their election, the organization of the court, etc., received attention in four states. Indiana 1925 ch. 85 provides for six judges of the appellate court. New York 1925 p. 1150 proposes a constitutional amendment continuing the court of appeals and providing that it shall consist of the chief judge, six elected associate judges, and such justices of the supreme court as may be designated for service in the court of appeals (ratified). The term of office of the chief judge and of the elected associate judges is to be 14 years. The court is to be given power to appoint and to remove its clerks and its attendants. Filling of vacancies, removal of judges, etc., are considered. Tennessee 1925 ch. 100 provides for the election of nine judges of the court of appeals which is created in lieu of the court of civil appeals. Their term of office and salary are to be the same as prescribed for members of the court of civil appeals. Virginia 1926 ch. 278 proposes a constitutional amendment providing that the supreme court of appeals shall consist of seven judges.

Salaries and expenses of judges were the subject of laws in four states. California 1925 ch. 221 fixes salaries of justices of district courts of appeal at $8,000. New Jersey 1926 ch. 132 allows a per diem of $40 for judges of the court of errors and appeals, not exceeding 40 days in any term. New York 1926 ch. 94 sets $22,500 as the salary of the chief judge of the court of appeals, $20,000 as the salary of each associate judge. The chief judge and the associate judges are each to receive $3,000 annually in lieu of expenses now allowed by law.

Tennessee 1925 ch. 11 allows $6,500 each for judges of the court of civil appeals.

Connecticut 1925 ch. 261 provides that each judge of the supreme court of errors and each judge of the superior court, upon attaining the age of 70 years, shall be a state referee during the remainder of his life, and that the compensation of each such referee shall be an amount equal to three-quarters of the annual statutory compensation of the judge of the superior court.

Commissioners. Missouri 1925 p. 186 authorizes the St. Louis court of appeals to appoint two commissioners, term of office two years, compensation the same as that of the judges of the court.

Referees. New York 1926 ch. 724 relates to services of retired judges as referees in certain cases, fixes compensation at $10,000 a year, and allows $2,000 a year in lieu of expenses.

Employees. Georgia 1925 p. 144 provides for the payment of a salary of $1,200 a year to the stenographer of the reporter, out of excess of costs. Louisiana 1926 No. 53 allows $3,600 a year for clerks of the courts of appeal for the first and second circuit and calls for a bond of $1,000 each; No. 61 allows $125 a month for the crier of the court of appeal for the parish of Orleans. New York 1925 p. 1150, a proposal for a constitutional amendment, deals with compensation of the clerk (ratified). Ohio 1925 p. 110 fixes maximum compensation and fees of official stenographers.

COURTS OF CLAIMS

Justices and Employees. Illinois 1925 p. 329 fixes the salary of the chief justice and of each justice at $3,600. New Jersey 1926 ch. 225 provides that the judge of the district court shall be the judge of the division of small claims of such court and provides for an additional clerk to be assistant to the clerk of the district court. New York 1926 ch. 600 fixes salaries of judges at $10,000 and allows for expenses.

CIRCUIT COURTS

Justices. The election of the presiding circuit judge is the subject of Michigan 1925 No. 260.

The number of judges and their term of office are the subject of Michigan 1925 No. 351, which provides for their election for a 6-year term, and of New Jersey 1926 ch. 200, which provides for two additional judges to be appointed by the governor, by and with the advice and consent of the senate; term of office seven years.

Salaries and expenses of judges were dealt with in several states. South Dakota 1925 ch. 116 proposes a constitutional amendment allowing a salary of $5,000 each (defeated); ch. 129 provides for expenses. Tennessee 1925 ch. 11 sets salaries of circuit judges

and criminal judges at $5,000 each. Virginia 1926 ch. 115 fixes compensation of judges for services in courts other than their own. Wisconsin 1925 ch. 6 relates to compensation and expenses of judges and reporters.

Provision for special judges is made by Kentucky 1926 ch. 31, which fixes a per diem of $14 and allows expenses not to exceed $10 per day. Virginia 1925 ch. 571 relates to appointment and fees of judges pro tempore.

Commissioners. Michigan 1925 No. 351 provides for the election of circuit court commissioners for a term of two years; No. 352 § 21 relates to their compensation in proceedings involving land taken from roads. Wisconsin 1925 ch. 64 deals with appointment.

Employees. Indiana 1925 ch. 164 provides for deputies to clerks of the circuit courts. Kentucky 1926 ch. 40 deals with appointment of official shorthand reporters in circuit courts other than courts of continuous session. Michigan 1925 ch. 308 provides for assignment clerks in courts having two or more judges and fixes salary at $2,500 per year. Mississippi 1926 ch. 164 fixes fees of clerk for services in connection with reports on marriages; ch. 198 authorizes the courts to allow sheriffs riding bailiffs and fixes their per diem. New Jersey 1926 ch. 229 provides for a clerk to the commissioner of juries in circuit courts. South Dakota 1925 ch. 130 relates to fees of shorthand reporters; ch. 131 relates to appointment, term, and compensation of bailiffs. Wisconsin 1925 ch. 6 relates to the compensation and expenses of reporters.

Specified Courts: Judges and Employees. The following acts deal with judges, reporters, clerks, stenographers, etc., in courts of specified circuits: Arkansas 1925 Nos. 4, 27, 52, 61, 76, 141, 258; Florida 1925 chs. 10068, 10079, 10081, 10082, 10083, 10084, 10087, 10088, 10132, 10180, Florida 1925 Extra ch. 11366, Georgia 1925 p. 70, Illinois 1925 p. 396, p. 400, Indiana 1925 ch. 36, ch. 158, Kentucky 1926 ch. 36, Michigan 1925 Nos. 154, 332, 346, New Jersey 1926 chs. 25, 44, 117, Oregon 1925 chs. 96, 243, 263, South Dakota 1925 ch. 127, ch. 131, Tennessee 1925 ch. 15, ch. 16, Virginia 1926 chs. 233, 307, 341, 499, 532, West Virginia 1925 ch. 122, Wisconsin 1925 chs. 6, 217, 224, 407, 454 § 13.

DISTRICT COURTS

Justices. Colorado 1925 p. 551 proposes a constitutional amendment providing that the salary of judges of district courts shall be fixed by legislative enactment (defeated). Massachusetts 1925 ch. 38 deals with allowances for traveling expenses of justices, special justices, clerks, and assistant clerks, in certain cases; ch. 88 relates to the number of justices and special justices. Minnesota 1925 ch. 281 provides for retirement in certain cases, for compensation, and for appointment of successor by the governor. New Jersey 1926 ch. 225 provides that the judge of the district court shall be the judge of the

division of small claims; ch. 264 fixes salaries of judges on the basis of population of districts.

Employees. Colorado 1925 ch. 78 fixes salaries of bailiffs, Idaho 1925 ch. 111 relates to fees of reporters. Nebraska 1925 ch. 81 fixes fees of clerks and provides for deputies, assistants, and other clerical help. New Jersey 1925 ch. 161 relates to tenure of employees under the civil service act; ch. 185 provides for the retirement and pension of deputy clerks. The same state 1926 ch. 139 fixes salary of sergeant-at-arms; ch. 225 provides for an additional clerk to assist in the duties of the district court and of the division of small claims.

Specified Courts: Judges and Employees. The following acts deal with judges, reporters, clerks, stenographers, etc., in courts of specified districts: Iowa 1925 ch. 200, ch. 201, Kansas 1925 chs. 149, 166, 167, 169, Louisiana 1926 Nos. 37, 50, 60, 129, 193, 205, 206, 268, 325, 333, Massachusetts 1925 chs. 48, 88, 255, 257, Massachusetts 1926 ch. 69, ch. 191, Minnesota 1925 chs. 5, 52, 91, 337, 398, Nebraska 1925 ch. 81, Nevada 1925 chs. 89, 99, 142, New Jersey 1926 ch. 74, ch. 75, New York 1925 ch. 546, Oregon 1925 ch. 233, Rhode Island 1925 chs. 576, 603, 615, 629, 634, Rhode Island 1926 ch. 839, Texas 1925 ch. 98, Wyoming 1925 ch. 88.

CHANCERY COURTS

Chancellors and Masters. Tennessee 1925 ch. 11 fixes salary of chancellors at $5,000 each. South Carolina 1926 No. 583 relates to masters' fees.

Employees. Delaware 1925 ch. 51 fixes bond of registers in chancery at $3,000. Mississippi 1926 ch. 144 provides for appointment and compensation of stenographers; ch. 164 fixes fees of clerks for services in connection with divorce reports. New Jersey 1926 ch. 27 authorizes the chancellor to fix the pay of the sergeant-at-arms at chancery chambers, maximum $4,000.

Specified Courts: Judges and Employees. The following acts deal with judges, reporters, clerks, stenographers, etc., in specified courts: Arkansas 1925 Nos. 4, 28, 76, 84, 90, 111, 120, 141, 175, 176, 201, 267, 355, 358, Delaware 1925 ch. 96, South Carolina 1925 Nos. 46, 64, 75, South Carolina 1926 Nos. 501, 568, 569, 583, Virginia 1926 ch. 341.

SUPERIOR COURTS

Justices. The number of judges in superior courts, their election, term of office, etc., were the subject of laws in three states. California 1925 p. 1369 proposes a constitutional amendment providing for judges of such courts in cities and counties and fixing their term of office at six years (ratified). Massachusetts 1925 ch. 304 provides that the superior court shall consist of 1 chief justice and 31 associate justices. Washington 1925 Extra ch. 68 prescribes manner of nomination and election of judges.

Salaries and expenses also received attention in three states. California 1925 p. 1406 proposes a constitutional amendment fixing $3,000 as the amount of the state's contribution to the salary of each superior court judge and providing that the remainder of his salary shall be paid by the county for which he is elected (defeated). North Carolina 1925 ch. 227 relates to expense accounts. Rhode Island 1926 ch. 771 fixes salary of presiding justice at $10,500, of retired associate justices at $9,500, of retired presiding justice at $8,500, and of retired associate justices at $7,500.

Emergency judges are provided for by North Carolina 1925 ch. 216, which fixes their compensation at $150 for each week or fractional part of a week and allows traveling expenses.

Referees. Connecticut 1925 ch. 261 provides that each judge of the supreme court of errors and each judge of the superior court, upon attaining the age of 70 years, shall be a state referee during the remainder of his life, and that the compensation of each such referee shall be an amount equal to three-quarters of the annual statutory compensation of a judge of the superior court.

Employees. Connecticut 1925 ch. 59 permits grievance committees appointed by superior courts for counties to employ assistants and a stenographer; ch. 202 relates to salaries of clerks, messengers, and stenographers. Maine 1925 ch. 159 (public laws) relates to duties of stenographers to justices. Massachusetts 1926 ch. 294 permits justices to appoint necessary interpreters and fix their compensation. New Hampshire 1925 ch. 38 relates to employment and compensation of stenographers. North Carolina 1925 chs. 135, 167, and 305 relate to duties and compensation of the clerk in connection with county courts. Rhode Island 1925 ch. 630 fixes salary of secretary of the court at $1,750.

Specific Courts: Judges and Employees. The following acts refer to judges, reporters, stenographers, clerks, etc., in courts in specified localities: Arizona 1925 ch. 19; California 1925 chs. 24, 25, 49, 69, 377, 378, 384, 397, 416, 450, 453, 455; Georgia 1925 p. 154, 161, 163, 164, 205, 258; Illinois 1925 p. 400; Indiana 1925 ch. 17, ch. 153; Maine 1925 ch. 165, 166 (public laws); North Carolina 1925 ch. 10, ch. 184; Rhode Island 1925 ch. 621, ch. 623, Washington 1925 Extra ch. 66, ch. 132; Wisconsin 1925 ch. 7, ch. 33.

COUNTY COURTS

Justices. New Jersey 1926 ch. 204, which creates criminal judicial districts in counties and establishes therein criminal courts of record, provides that judges shall be appointed by the governor for a term of five years and fixes their compensation on the basis of population of the districts. New York 1925 p. 1150 proposes a constitutional amendment relating to manner of election, number, term of office, and compensation of judges of county courts (ratified). Filling of vacancies is also considered. North Carolina 1925 ch. 135 and ch.

167 deal with appointment and compensation of judges of county courts of civil jurisdiction; ch. 233 with appointment and compensation of judges of municipal county courts, ch. 305 with compensation of judges of general county courts.

Salaries and fees are fixed by Illinois 1925 p. 398, Nebraska 1925 ch. 98, and Texas 1925 ch. 52. Florida 1925 ch. 10093 provides for compensation in connection with administering law on real estate brokers' licenses. Virginia 1926 ch. 231 relates to fees for enforcing the law against intoxicating liquors.

Judges pro tempore are provided for by Virginia 1926 ch. 571 which also fixes their fees.

Employees. Connecticut 1925 ch. 202 relates to salaries of clerks and messengers. Florida 1925 Extra ch. 11368 provides for appointment of clerk. Kentucky 1926 ch. 172 relates to compensation of clerk for work in connection with fiscal affairs of the common schools; ch. 173 fixes duties and compensation with regard to tax books. Louisiana 1926 No. 298 fixes fees of clerk for recording acceptance or default under building contracts law (in parishes). Massachusetts 1925 ch. 108 provides for deputy assistant clerks. Mississippi 1926 ch. 156 fixes transcript fees for stenographers' notes, in criminal cases. New Jersey 1926 ch. 204 deals with employees in criminal courts of record in counties. North Carolina 1925 chs. 135, 167, 233 and 305 relate to appointment and compensation of various employees. Pennsylvania 1925 ch. 211 fixes fees of clerk of quarter sessions for certifying to the department of highways the establishment of new townships and boroughs. Texas 1925 ch. 52 deals with assistants of judges. Virginia 1926 ch. 198 relates to compensation of clerks.

Specified Courts: Judges and Employees. The following acts deal with judges, reporters, clerks, prothonotaries, interpreters, stenographers, etc., in specified counties: Arkansas 1925 Nos. 18, 63, 68, 76, 105, 141, 142, 164, 178, 225, 247, Florida 1925 chs. 10049, 10067, 10071, 10072, 10073, 10074, 10075, 10081, 10082, 10083, 10084, 10087, 10088, 10180, 10299, Florida 1925 Extra chs. 11357, 11362, 11363, 11371, Georgia 1925 p. 100, Illinois 1925 p. 399, Indiana 1925 ch. 36, Kentucky 1926 chs. 41, 42, 43, Maine 1925 chs. 46, 52, 63 (public laws), Massachusetts 1926 ch. 366, ch. 389, Minnesota 1925 ch. 301, Mississippi 1926 ch. 131, Missouri 1925 p. 173, New Jersey 1926 chs. 25 and 44 (quarter sessions and oyer and terminer), chs. 76, 87, 300, New York 1925 chs. 68, 135, 272, 499, 505, 546, 598, 620, 621, p. 1150, New York 1926 chs. 62, 162, 193, 194, 382, 393, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 521, 540, 558, 560, 561, 562, 563, 564, 567, 585, 587, 593, 613, 630, 652, 653, 654, 655, 656, 657, 662, 815, 816, North Carolina 1925 ch. 172, Oklahoma 1925 chs. 84, 139, 193, 200, 204, Oregon 1925 chs. 32, 35, 57, 65, 68, 150, 172, 178, 180, 204, 205, 232, 236, 243, 259, 297, 305, 329, Pennsylvania 1925 Nos. 27 (oyer and terminer and quarter sessions), 29, 76, 142, 158, 227 (oyer and terminer and quarter sessions), 271, 303 (quarter sessions), South Carolina 1925 Nos. 46, 64, 75, 89, 107, 114, 161, South Carolina 1926 Nos. 501, 510, 512, 534, 568, 569, 583, 587, South Dakota 1925 chs. 123, 128, Virginia 1926 chs. 11, 233, 511, West Virginia 1925 ch. 120, ch. 123, Wisconsin 1925 ch. 75.

FISCAL COURTS

Kentucky 1926 ch. 57 relates to compensation of members of fiscal courts in counties; ch. 58 relates to composition of such courts.

PROBATE COURTS

Justices. Michigan 1925 No. 351 provides for election and fixes term of office at four years. Idaho 1925 ch. 16 fixes fees; Massachusetts 1926 ch. 380 and New Hampshire 1925 ch. 172 fix salaries. Ohio 1925 p. 482 provides for designation of common pleas court judges to act in the absence of probate judges and fixes their compensation.

Employees. Massachusetts 1926 ch. 380 fixes registers' salaries. New Hampshire 1925 ch. 172 fixes salaries of registers. Rhode Island 1926 ch. 810 fixes fees of clerks in inheritance tax cases.

Specified Courts: Judges and Employees. The following acts refer to probate judges, clerks, etc., in specified localities: Arkansas 1925 Nos. 18, 63, 68, 76, 87, 105, 164, 178, 225, Illinois 1925 p. 337, Kansas 1925 ch. 165, Maine 1925 chs. 41, 42, 44, 47, 60 (public laws), Massachusetts 1926 ch. 97, Michigan 1925 No. 259, Minnesota 1925 ch. 288, ch. 379, New Hampshire 1925 ch. 173, South Carolina 1925 Nos. 47, 51, 83, 195, South Carolina 1926 Nos. 510, 512, 547.

COURTS OF ORDINARY

Ordinaries. Georgia 1925 2nd Extra p. 49 fixes fees for services in connection with Confederate pensions. The same state 1925 p. 154, 161, and 163 relate to ordinaries in specified counties.

SURROGATES' COURTS

Surrogates. New Jersey 1926 ch. 244 fixes salaries. New York 1925 ch. 425 relates to retired surrogates as referees in appellate divisions of first, second, third and fourth judicial departments; p. 1150 proposes a constitutional amendment on election, number, term of office, and compensation (ratified).

Employees. New Jersey 1926 ch. 230 provides for special probate clerks to be appointed by surrogates.

Specified Courts: Judges and Employees. The following acts refer to surrogates, clerks, etc., in specified localities: New Jersey 1926 chs. 290, 307, 309, New York 1925 chs. 68, 89, 96, 272, 329, 497, 580, New York 1926 chs. 62, 99, 109, 141, 382, 393, 394, 395, 396, 397, 398, 399, 400, 401, 403, 405, 521, 540, 585, 630, 652, 653, 654, 655, 656, 667.

ORPHANS' COURTS

Delaware 1925 ch. 96 and Pennsylvania 1925 No. 145 and No. 227 relate to clerks, deputy clerks, and assistant clerks in certain counties.

FAMILY COURTS

Oklahoma 1925 ch. 128, which creates family courts in certain counties, provides for judges and employees.

COMMON PLEAS COURTS

Justices. New Jersey 1926 ch. 308 fixes salaries according to population of counties. Ohio 1925 p. 482 provides for designation of judges to act in the absence of probate judges and fixes their compensation.

Employees. Ohio 1925 p. 110 fixes maximum compensation and fees of official stenographers.

Specified Courts: Justices and Employees. The following acts deal with judges, clerks, etc., in common pleas courts in specified localities: Connecticut 1925 ch. 223, New Jersey 1926 chs. 24, 44, 117, Oklahoma 1925 ch. 183, Pennsylvania 1925 Nos. 141, 275, 398, West Virginia 1925 ch. 124.

MUNICIPAL COURTS

Justices. Michigan 1925 No. 3 fixes number of justices in municipal courts of record and prescribes method of election. Illinois 1925 p. 328 and New Hampshire 1925 ch. 123 set salaries. Nebraska 1925 ch. 77 provides for appointment of acting judges. Connecticut 1925 ch. 189 provides that fees of clerks of city, town, or borough courts for furnishing abstracts of violations of motor vehicle laws shall not be considered part of salary. New Hampshire 1925 ch. 95 fixes compensation of special justices, Virginia 1926 ch. 115 relates to compensation of judges of city or corporation courts for holding courts other than their own; ch. 571 provides for appointment and compensation of judges pro tempore.

Employees. Virginia 1926 ch. 198 relates to compensation.

Specified Courts: Justices and Employees. The following acts refer to judges, clerks, etc. of courts in specified cities and towns: California 1925 ch. 358, Florida 1925 Extra ch. 11477, Georgia 1925 p. 164, Illinois 1925 p. 330, Indiana 1925 ch. 169, ch. 194, Kansas 1925 chs. 154, 155, 156, 157, Kentucky 1926 ch. 115, ch. 125, Louisiana 1926 Nos. 18, 157, 163, 195, Maine 1925 chs. 5, 9, 11, (public laws), chs. 37, 38, 40, 41, 47, 51, 53, 54, 61, 76, 104 (private and special laws), Massachusetts 1925 ch. 256, Minnesota 1925 chs. 2, 45, 46, 85, 182, 371, Nebraska 1925 ch. 54, ch. 55, New Hamphsire 1925 ch. 42, ch. 73, New Jersey 1926 ch. 13, New York 1925 chs. 586, 618, p. 1150, New York 1926 chs. 193, 372, 438, 467, 468, 539, 559, 567, 568, 588, 633, 841, Ohio 1925 p. 285, 287, 292, 303, 319, 349, 430, 445, 522, Oregon 1925 ch. 249, Rhode Island 1925 ch. 692, Virginia 1926 chs. 11, 349, 511, Wisconsin 1925 ch. 183. Virginia 1926 chs. 125, 344, and 532 relate to judges, clerks, etc., of corporation and hustings courts; ch. 341 relates to judges of hustings court and of a law and equity court.

RECORDERS COURTS

Recorders. New Jersey 1926 ch. 105 provides that one or more adjacent townships and boroughs situated in the same county may

join in the appointment of a recorder. North Carolina 1925 ch. 171 and ch. 305 relate to compensation of judges of county recorders' courts.

Specified Courts: Recorders and Clerks. The following acts relate to recorders and clerks in specified cities and counties: New Jersey 1926 ch. 254, North Carolina 1925 ch. 232, Oregon 1925 ch. 249.

JUSTICES' COURTS

Justices of the Peace. Methods of election, qualifications, term of office, etc., of justices received attention in a number of states. Connecticut 1925 ch. 5 relates to qualifications. Delaware 1925 ch. 218 fixes duties. Indiana 1925 ch. 117 limits number in townships located, in whole or in part, within the corporate limits of cities where there are municipal courts. Michigan 1925 No. 351 relates to election and sets term of office at four years. New York 1925 ch. 295 provides for election in villages, term of office four years; p. 1150 proposes a constitutional amendment on election, number, compensation, etc., in towns, term of office to be fixed at four years (ratified). Rhode Island 1925 ch. 642 provides for appointment by the governor in cities and towns and fixes their fees for commissions. Tennessee 1925 ch. 5 relates to contested elections. Wisconsin 1925 ch. 323 deals with nominations for office.

Salaries and fees are the subject of Oregon 1925 ch. 283 and Virginia 1926 ch. 198. Fees are also fixed by Delaware 1925 ch. 219, Massachusetts 1925 ch. 81, Nevada 1925 ch. 15, Tennessee 1925 ch. 108, and West Virginia 1925 ch. 55. Connecticut 1925 ch. 189 provides that fees for furnishing abstracts of motor vehicle law violations shall not be considered part of salary; New Jersey 1926 ch. 151 fixes fees in proceedings to enforce motor vehicles law. Virginia 1926 ch. 231 provides for fees for enforcing the law against intoxicating liquors. Wisconsin 1925 ch. 215 fixes compensation for taking inquests. New Hampshire 1925 ch. 95 relates to compensation of special justices of municipal courts.

Employees. Texas 1925 ch. 52 relates to deputies and assistants and their compensation.

Specified Courts: Justices and Employees. The following acts deal with justices, clerks, etc., in specified localities: California 1925 chs. 23, 24, 25, 26, 28, 32, 33, 34, 35, 36, 43, 47, 49, 51, 52, 53, 61, 67, 68, 69, 79, 80, 94, 119, 125, 338, 371, 374, 376, 379, 381, 397, 401, 407, 422, 427, 446, 449, 456, 462, 465, 467, Delaware 1925 ch. 219, Iowa 1925 ch. 105, Louisiana 1926 No. 18, No. 157, Massachusetts 1926 ch. 288, Michigan 1925 No. 328, Nevada 1925 ch. 3, ch. 58, New York 1925 chs. 76, 654, p. 1150, New York 1926 ch. 207, ch. 422, Oklahoma 1925 ch. 57, Oregon 1925 chs. 41, 101, 169, Virginia 1926 ch. 90, ch. 237.

POLICE COURTS

Police Justices. New York 1925 ch. 118 provides for acting police justices in villages.

Specified Courts. The following acts refer to justices in specified cities, towns and villages: Michigan 1925 No. 140, No. 286, Nebraska 1925 ch. 36, Nevada 1925 ch. 56, New York 1925 chs. 162, 263, 288, 435, 437, Ohio 1925 p. 270, p. 273, Virginia 1926 ch. 22, ch. 349, Wyoming 1925 ch. 6, ch. 37.

JUVENILE COURTS

Justices and Employees. Arkansas 1925 No. 187 which transfers the organization of the juvenile court department of the state to the office of the attorney general, provides for a supervisor of juvenile court work at $2,400, and for a stenographer of the juvenile court division at $1,200. New York 1925 ch. 601 provides for election of judges of children's courts in counties and provides for compensation in counties where judge of the children's court is also a surrogate. Indiana 1925 ch. 98 fixes the duties and compensation of juvenile court reporters in counties. Virginia 1926 ch. 198 relates to compensation of clerk.

Specified Courts: Justices and Employees. The following acts deal with judges and employees in specified localities: Florida 1925 Extra ch. 11359, Indiana 1925 ch. 205 (juvenile referee), New Jersey 1926 ch. 209, New York 1925 ch. 385, Pennsylvania 1925 No. 118.

JUDGES PRO TEMPORE (GENERAL)

Virginia 1926 ch. 571 provides for appointment and compensation of judges pro tempore in any court of record.

JURY COMMISSIONERS

Commissioners and Deputies. New Jersey 1926 ch. 229 provides for a clerk to the commissioner of juries in circuit courts. Rhode Island 1926 ch. 797 provides for a jury commissioner, to be appointed by the justices of the superior court; term of office three years. The commissioner is empowered to employ other necessary assistants subject to the approval of the presiding justice of the superior court. The salary of the jury commissioner is set at $3,500, that of the deputy jury commissioner at $2,500. Michigan 1925 No. 315 creates a board of jury commissioners for each city having a municipal court of record.

Specified Localities. The following acts relate to jury commissioners and their clerks in specified counties: Georgia 1925 p. 216, Illinois 1925 p. 454, Louisiana 1926 No. 337 (parish), Michigan 1925 No. 29, New York 1926 ch. 599, Pennsylvania 1925 No. 158, No. 302.

BAIL COMMISSIONERS

Virginia 1926 chs. 16, 108, and 312 relate to bail commissioners in specified cities and counties.

CORONERS AND MEDICAL EXAMINERS

Coroners. Connecticut 1925 ch. 166, Washington 1925 Extra ch. 148, and Wisconsin 1925 ch. 215 fix compensation. Florida 1925 ch. 10101 sets compensation of judicial officers when acting as coroners.

Deputy Coroners. Indiana 1925 ch. 164 provides for deputy county coroners.

Specified Localities. The following acts deal with coroners and medical examiners, their deputies, clerks, etc., in specified localities: California 1925 chs. 23, 24, 25, 26, 28, 32, 33, 34, 35, 36, 43, 47, 49, 51, 52, 53, 61, 67, 68, 69, 79, 80, 94, 119, 125, 338, 371, 374, 376, 379, 381, 397, 401, 407, 422, 427, 446, 449, 456, 462, 465, 467, Kentucky 1926 ch. 145, Louisiana 1926 Nos. 34, 104, 241, Nebraska 1925 ch. 97, New York 1925, ch. 71, ch. 139, New York 1926 ch. 763, Rhode Island 1925 ch. 640.

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